



**Magic Circle
witnesses 'Crimes
of the Heart'**



**Lemon liqueur
pays to tribute
to royal *nonna***



**Festa celebrates all
things Italian**
— INSIDE THIS WEEK

BULK RATE
U.S. POSTAGE
PAID
CARMEL, CA
Permit No. 149

The Carmel Pine Cone

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September 6-12, 2002

YOUR SOURCE FOR LOCAL NEWS, ARTS AND OPINION SINCE 1915

Paid parking experiment begins

By TAMARA GRIPPI

THE EXPERIMENTAL machines on Ocean Avenue and San Carlos Street — which resemble robots from a science fiction movie — are not part of an alien invasion. But they may be bringing the future to Carmel.

For the first time, locals can see first-hand what the much-talked-about paid parking machines look like. Six of the solar-powered contraptions were installed on a block of Ocean Avenue and a block of San Carlos Thursday for a week-long demonstration to begin Sept. 9.

As soon as the first machine was installed on Ocean Avenue, passersby offered opinions. "Good idea," said Carmel resident Carol Bergere. "We saw those machines in France last year and we wondered: Why don't they just do the same thing here?"

"It stinks," said Art Davis of Town and Country Janitorial Company in Seaside who often comes to Carmel to do win-

See PAID page 23A



If the city council decides to institute paid parking, high-tech kiosks will be installed throughout downtown. The demonstrators brought in this week by technician Ed Smith (above, right) accept cash or credit cards in exchange for a dashboard receipt.



PHOTO/TAMARA GRIPPI

River activists call Plan B too expensive

By MARY BROWNFIELD

ACTIVISTS WHO years ago asked the state to stop most of the pumping from the Carmel River — precipitating the ongoing local water crisis — said this week a plan to replace the river water with a desal plant is too expensive.

Roy Thomas of the Carmel River Steelhead Association, the first group to complain about Cal-Am Water Company's diversions from the river back in 1987, said a Moss Landing desalination plant would cost too much to be practical.

Consultants estimated the price tag for the project — called Plan B — at \$176 million to build and more than \$6 million a year to run.

"From the standpoint of slowing growth on the

See PLAN B page 20A

CARMEL'S NAME IS 400 YEARS OLD

By TAMARA GRIPPI

CITIZENS PREPARING to launch a centennial celebration in 2003 for Carmel may want to make that a quatercentennial instead. Next year will mark the 400th anniversary of the naming of Carmel by Spanish explorer Sebastián Vizcaíno.

Vizcaíno, who was mapping the California coast in search of a safe harbor, anchored in Monterey Bay in December 1602. He named Point Pinos for its many pines and christened Monterey Bay after his patron, the Fifth Conde de Monterrey, viceroy of New Spain.

Then on Jan. 3, 1603, the day before he was supposed to sail up the coast, Vizcaíno climbed the hill to the south of Monterey Bay and discovered "another good port, into which entered a copious river descending from high snow-covered mountains with large pines, white and black poplars, and willows," according to the explorer's diary.

He named the river "Rio del Carmelo" in honor of the two Carmelite monks who accompanied him on the expedition. According to some accounts, the friars were struck by the resemblance between this new land and Mount Carmel in the Holy Land.

A Carmel history buff living in Santa Barbara recently alerted Mayor Sue McCloud to the upcoming 400th anniversary of Carmel's naming. The mayor thinks acknowledging the historical event is a great way to "frame" Carmel's 2003 centennial celebration.

"It isn't just 1903 we have to think about," McCloud said. "There was a lot of activity 300 years before that. We need to focus more on where we've come from."

McCloud first proposed the centennial celebration during her swearing-in ceremony for her second term last April as a way for the city to unite after the bitter election battle.

The centennial would celebrate



Vizcaíno, who gave Carmel its name

See VIZCAÍNO page 2A

Help clean cigarette butts, tires and Barbie dolls off local beaches

By TAMARA GRIPPI

FORTY-THOUSAND Californians will remove 700,000 pounds of trash from the state's beaches and other scenic spots around the state during the 18th Annual Coastal

Cleanup Day from 9 a.m. to noon Sept. 21.

Volunteers are welcome to show up at any of the 450 cleanup sites throughout California — including plenty of beaches on the Monterey Peninsula.

Gloves, trash bags and data cards — to

record just what kind of junk ends up at the beach — will all be provided.

"People just love the event — it's so fun and easy to do," said Eben Schwartz, statewide outreach coordinator for the California Coastal Commission, which sponsors the Coastal Cleanup each year. "You know you've made a difference."

Schwartz said the event has been gaining momentum over the last 18 years. This year all 50 states and at least 100 countries will hold coastal cleanups. In California, the event has been moving steadily inland, Schwartz said.

By far the most common rubbish found each year — cigarette butts. Last year, volunteers recorded picking up 297,000 of the offending stubs.

Volunteers also have removed some unusual things from the beaches each year — including a Barbie doll on a homemade raft, guns, mace, a newspaper vending machine with copies of the Happy New Year 2001 paper still inside, and discharge papers from World War I.

In order to help clean up the trash — bizarre or not — show up at any of the designated beaches, which include: Carmel Beach, Carmel River State Beach, Monastery State Beach, Asilomar State Beach, Spanish Bay, Fisherman's Wharf in Monterey and Wharf #2.

For more information call local cleanup coordinator Jean Scott at 384-0617 or for a complete listing of local cleanup sites log onto www.coastforyou.org.

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VIZCAINO

From page 1A

1903 — the year Frank Devendorf and Frank Powers began building in Carmel. (The city was incorporated in 1916.)

A tribute to Vizcaíno's naming of Carmel was printed on the front page of The Carmel Pine Cone's inaugural issue on Feb. 3 1915.

The newspaper, which was apparently founded to help promote the village as a tourist destination, highlighted the discovery and naming of Carmel 312 years before, along with other intriguing tidbits of information about the area's wonderful climate, scenery and "vacation pleasures."

The article noted that the naming of Mount Carmel and the Carmel River predated even Jamestown, which was founded four years later, making Carmel one of the very first places in the United States named by European explorers.

Vizcaíno's diary paints an interesting picture of the area surrounding the Carmel River. "It had an extended river bottom, and

in it were many cattle as large as cows although apparently they were harts [an obsolete term for deer], and yet their pelts were different, for their wool dragged on the ground, and each horn was more than three yards long.

"An effort was made to kill some of them but they did not wait long enough. No people were found because, on account of the great cold, they were living in the interior."

Local historian Kent Seavey explained that Vizcaíno was probably describing tule elk, which were plentiful in the area at the time of the expedition.

And the book, "Creating Carmel," by Harold and Ann Gilliam, accounts for the "great cold" described by Vizcaíno. "His visit was made at a time when the climate of the Northern Hemisphere was much colder than at present," the book states.

Nearly two centuries after Vizcaíno's discovery, in 1771, Padre Junipero Serra founded the Mission San Carlos Borromeo del Río Carmelo, bringing with him the first European settlers. Later, the town of Carmel would take its name from the Mission.

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SEWER LINE BREAK CLOSED STREET BUT NOT BEACH

By TAMARA GRIPPI

SCENIC ROAD'S sewer main was ruptured in several places along a 200-foot stretch of pipe Sept. 3 by AT&T Broadband crews installing fiber optic cables beneath the street.

Before AT&T crews started digging on Scenic, local utilities had marked the location of the various underground pipes and wires. Unfortunately, the location of the sewer main near Eighth Avenue was a few feet off, according to Carmel Public Works Director Jim Cullem.

The AT&T crews, who believed they were drilling parallel to the sewer line, were unknowingly hitting it repeatedly in the early afternoon Sept. 3. They finally realized the mishap when they noticed water coming to the surface and immediately notified the Carmel Area Wastewater District.

Wastewater crews who happened to be in the area quickly arrived on the scene and shut off the nearby pump station to cut off the flow in the sewer line, which collects sewage from numerous homes on Scenic Road and carries it to the treatment plant across the Carmel River.

After the pump station was shut off, the wastewater district called in Robert Enz Construction to dig the 200 feet of roadway and replace that section of sewer line. Both Cullem and wastewater officials called the sewage leak minimal and said it was contained in the soil along the 200-foot stretch of the main and ultimately removed by the crews undertaking the repairs.

"We're pretty comfortable that there was not a problem as far as escaping sewage or contamination to the beach or bay," Cullem said.

People living in the 20 homes attached to the sewer main were able to continue flushing their toilets and taking showers. Every few hours wastewater crews pumped the sewage collected in the "wet well" into their truck and then deposited it in the nearest working sewer a block away on San Antonio.

While that stretch of Scenic Road between Eighth and Ninth avenues has been temporarily patched and is now open, Cullem said repair crews will have to return to complete the necessary backfill to protect the street from sinking.

"They'll have to make a much wider opening, compact the material and bring it back to the surface," Cullem explained. "The excavation caused a lot of failing in the roadway."

Ray von Dohren, general manager of the wastewater district, called the street repairs "pretty pricey" — between \$50,000 and \$100,000. And it's not yet clear who will be picking up the tab — the wastewater district or AT&T Broadband.

"Until we can sort out the wounded, we have to pay for this ourselves," von Dohren said. In addition to replacing the sewer main, the crews had to reconnect the lateral



PHOTOS/TAMARA GRIPPI

Employees from the Carmel Area Wastewater District prepare to pump the sewage from the "wet well" on Scenic and transport the material by truck to another sewer.



Robert Enz Construction was called to the scene to dig a trench around the ruptured sewer main and make repairs.

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Ironically, the boring method of installing conduits — by pulling them through the drilled holes — is usually the least disruptive.

"It's unusual to wind up with a situation like we had," Cullem said. "The fact is that the sewer line was not where it was thought to be."

Amazing Car Accident Report

Monterey Peninsula, CA

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Police & Sheriff's Log

P.B. thieves favor hearing aids, calla lilies

HERE'S A look at some of the significant calls logged by the Carmel-by-the-Sea Police Department and the Monterey County Sheriff's Department last week.

SUNDAY, AUGUST 25

Carmel-by-the-Sea: Female reported she had gone to the Mission for 1730 mass. She parked her vehicle and left the windows partially opened and doors unlocked, with her dog inside. Upon her return at 1830 hours, the dog was gone. A lost animal report was completed.

Monterey County Animal Control will be notified.

Carmel-by-the-Sea: Report of intermittent loud noise coming from a Torres construction site during the night, causing a neighbor to have difficulty sleeping. She advised noise had continued for two weeks and she already reported the problem to city hall. Determined the sound was coming from a furnace exhaust pipe, and agreed the sound was unreasonably loud. Will contact the company and general contractor.

Carmel Valley: Los Agrinemsors resident

reported a barking dog. Case referred to animal control.

Carmel Valley: Male observed at Carmel Valley Road and Camp Stefani Road driving while on a suspended license.

Carmel Valley: Male suspect violated his probation and a court order by contacting his victims at Village Center, then resisting arrest.

Carmel Valley: Deputies responded to Del Mesa Carmel regarding a suspicious person. Subject had left the area prior to deputies arriving.

Carmel area: Female requested an escort to her vehicle due to a transient loitering in a Carmel Rancho Blvd. parking lot.

MONDAY, AUGUST 26

Carmel-by-the-Sea: Male Salinas resident, age 22, was arrested at Junipero and Fourth for failing to appear in court on an unlicensed driver charge. Bail set at \$2,000.

Carmel-by-the-Sea: Report of \$400 in clothing stolen from an Ocean Avenue shoe store during business hours. Contacted two subjects. Suspect unknown.

Carmel-by-the-Sea: Female reported \$1,500 in currency stolen from a Camino Real hotel. Entry gained via unlocked door during

business hours.

Carmel-by-the-Sea: Open door found at a vacant Casanova residence. Odor of natural gas was emanating from the kitchen. Building official notified; hazard signs posted; gas and electricity turned off. PG&E and homeowner to be notified.

Carmel-by-the-Sea: Someone called 911 and could only hear a female yelling and screaming at San Carlos and Ocean. Contacted the two subjects, who had a friendly disagreement and pushed each other. Caller was unaware the two knew each other and believed a fight was going to occur. No malicious intent; no physical injuries. No further action taken.

Carmel-by-the-Sea: Driver stopped for making an illegal U-turn in the business district and found to be unlicensed. He was cited and the vehicle was parked. Driver provided a courtesy transport home.

Carmel Valley: Female reported trash being tossed out the window of a black Ford truck on Carmel Valley Road in the vicinity of Dorris Drive. She obtained a license plate number for the truck. Contacted a 29-year-old male of Marina and Cachagua. He denied the incident and speculated something may have flown out

See POLICE LOG page 8B

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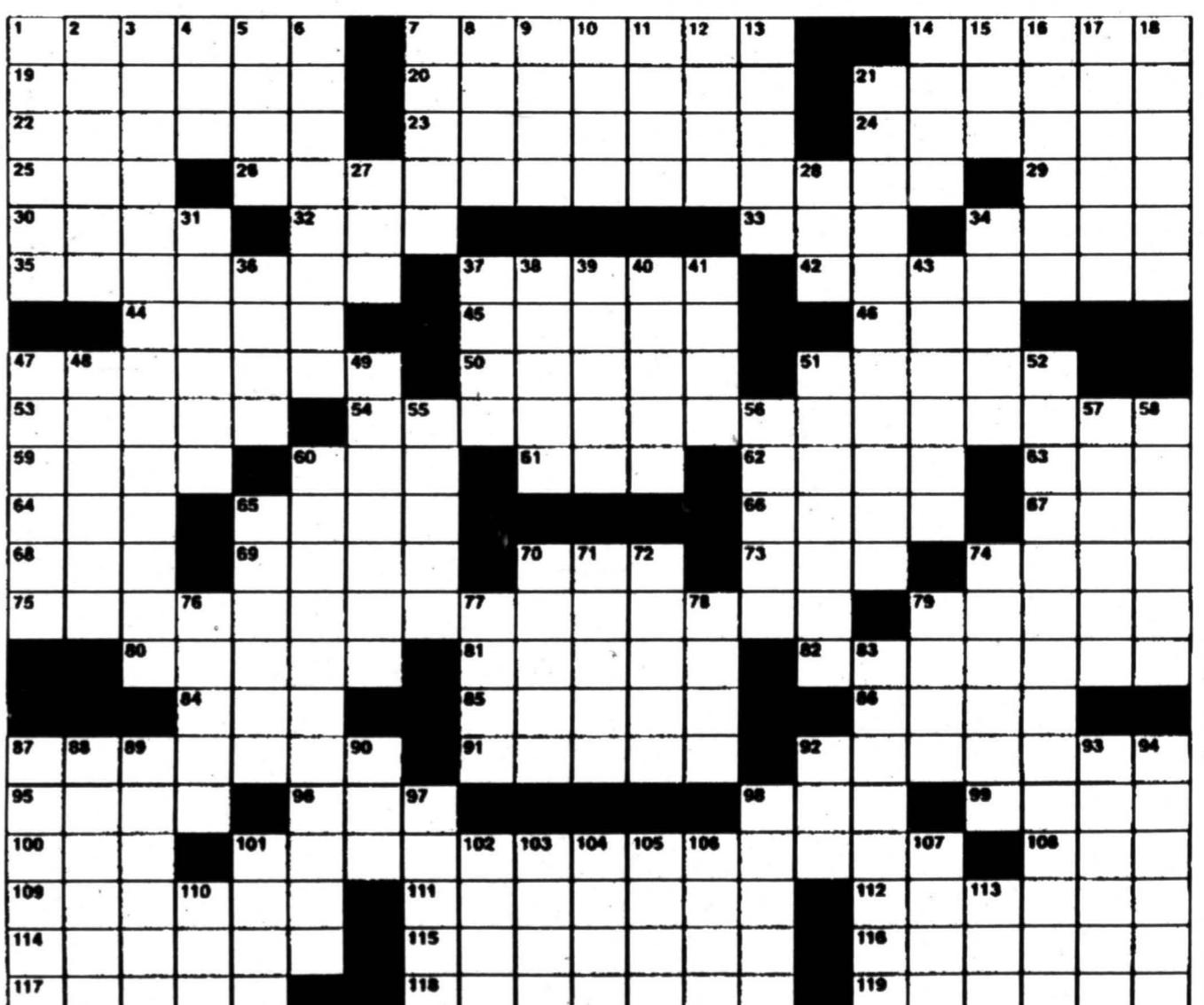
O MAGIC 8-BALL ...

BY PATRICK BERRY/ EDITED BY WILL SHORTZ

ACROSS
1 City of ancient Ionia
7 Better
14 Sea World attraction
19 Pig's feet
20 Priest who warned the Trojans not to accept the wooden horse
21 Singer Morissette
22 Unwelcome obligations
23 Big bundle
24 Writer's device
25 Animation
26 ... are you all-knowing and all-seeing?
29 60's fashion style
30 Twin in Genesis
32 Solitary
33 Occurred
34 Hollywood job
35 Synthetic rubber ingredient
37 Toast choice
42 Talk show that debuted in 1987
44 Avis-like?
45 Built to take it
46 Spawning fish
47 On target
50 Composer Albéniz
51 Command to an attack dog
53 Holdover
54 ... do you have a limited number of possible responses?
59 Quaint poem
60 Archive docs.
61 ___ Offensive
62 Laddie
63 Liberal arts field: Abbr.
64 "So that's your secret!"
65 They're exchanged at parting
66 Floors
67 Klutz
68 Football Hall-of-Famer Mix
69 Danish architect — Jacobsen
70 Breathalyzer attachment
73 Hwy. turnoffs
74 Songwriter Bacharach
75 ... are you made out of plastic?
79 Strength
80 Phoenix neighbor
81 Firefighter's need
82 Skillfully subtle
84 One who lends a hand
85 Fellowship
86 Kind of iron
87 It stands for something
91 Absolutely nuts

DOWN

1 Is unruly in a crowd
2 Single-minded theorizer
3 ... will all questions receive a ready answer?
4 Camp sights, for short
5 Bad straits
6 When
7 Buoy
8 Undercover person
9 Genus of 115-Across
10 First Amendment defender, for short
11 Chime time
12 Mackintosh, e.g.
13 Supply (with)
14 Incision
15 Mugger
16 Brute
17 What to call an English nobleman
18 Familiar with
21 ... are you a modern-day Delphic oracle?
27 Charlotte-to-Winston-Salem dir.
28 Faultfinder
31 RNA component
34 Prefix with biology
36 Lexicographer Partridge
37 Jacksonian detractor
38 Lacks
39 Eliminate
40 Change to suit
41 Longtime maker of the Magic 8-Ball
43 Bookmaker's odds?
47 A ___ (already conceived)
48 Violent, as anger
49 Condensed meaning
51 Wales's highest peak
52 ... can you be held legally responsible for bad advice?
55 Japanese immigrant
56 Struts used in gratings
57 Trick-taking game
58 Sprinkled



60 ... do you have any idea what you're talking about?
65 Desperado
70 Lotto variant
71 Give as a bonus
72 Razzle-dazzle
74 Billy the Kid's surname
76 Rebellion of 1857-59
77 Designer ___
78 Jerk
79 Willingly
83 Intact
87 Crop-damaging insects
88 Table red
89 Twisty pasta
90 Jan. honoree
92 Fortune 500 init.
93 Make firm
94 Addresses the crowd
97 Certain sorority woman
98 Corporate department
101 Makes known
102 Habilitants
103 Oratorio segment
104 Many PC's
105 Japheth's father
106 Miller offering
107 Be itinerant
110 Churchill, for one
113 Blouse, e.g.

Answer to puzzle on page 21A

Car ditched by bank robber could hold key to catching him

By MARY BROWNFIELD

ONE WEEK after a man used a handgun to rob a Carmel bank and then eluded capture by driving the wrong way on Highway 101 near Prunedale, the Monterey County Sheriff's Department reported it is pursuing "some good investigative leads" in the case, according to Deputy Bill Cassara.

Around 10 a.m. Aug. 30, a man walked into Fremont Bank on Carmel Rancho Blvd., brandished a handgun and left the branch with an undisclosed amount of cash. Witnesses told deputies he left the scene in a maroon 1987 Ford Mustang, according to Cassara, the department's public information officer.

A vehicle matching that description was reported on Highway 1 near the Munras Avenue exit, and soon after California Highway Patrol and the sheriff's department began pursuing the driver on Highway 156 headed toward 101, he said.

Unsafe crosswalk caused injuries, lawsuit alleges

By MARY BROWNFIELD

A CARMEL woman who was hit by a car while in a Crossroads Shopping Village crosswalk last fall has sued the shopping center, claiming the crosswalk was dangerous. She is also suing the driver who hit her.

According to the personal injury complaint filed in Monterey County Superior Court Aug. 21, Carmel resident Joyce Guiniven was walking in a crosswalk toward the Rio Grill around 6:10 p.m. Nov. 2, 2001, when Diane Johnson ran into her with her 1992 Dodge Caravan.

The impact broke Guiniven's pelvis and resulted in injuries to her head, neck, right eye, right leg and left big toe, according to attorney Gordon Finwall.

"It was a pretty nasty impact," he said. "She's still suffering from the head and neck injuries."

In addition to the van driver being responsible for the accident, the shopping center is to blame because the incident occurred on Crossroads Blvd., a private street maintained along with the rest of the shopping center by Carmel Valley Partners, according to the complaint.

Finwall said the crosswalk she used is no longer there, but that she was the victim of a dangerous situation.

"There were no speed bumps, no stop sign and bad lighting," he said. "The crosswalk was in a very awkward position and there have been prior incidents in the area."

The crosswalk had traversed the street at a slight angle near the two-way stop on Crossroads Blvd., but that intersection now features right-angle crosswalks and a four-way stop.

The accident caused Guiniven to suffer wage loss, hospital

The suspect then fled northbound on southbound Highway 101 through oncoming traffic at speeds hitting 100 mph, according to Cassara, and pursuing officers eventually gave up the chase.

"On a case-by-case basis, we weigh the safety of everyone involved versus what we're pursuing this person for," he said.

Although they were unable to catch the suspect, CHP officers later discovered the Mustang abandoned on Salinas Road in San Juan Bautista. The sheriff's department impounded the car to process it for evidence, according to Cassara.

While the FBI is involved since bank robbery is a federal crime, Cassara said the sheriff's department will lead the investigation.

The robber — described as a white male adult, 24-25 years old, 5 feet 9 inches tall, thin, wearing a blue baseball cap, light blue shirt with white T-shirt underneath, faded blue jeans and having stubble on his chin — remains at large.

tal and medical expenses, general damages and loss of earning capacity, according to the complaint. She is seeking compensation in excess of \$25,000.

Janet La Perle, general manager of The Crossroads, said she received the complaint and forwarded it to the center's insurance company.

"We've had a perfect safety record here," she said, adding that management does everything it can to make the center safe.



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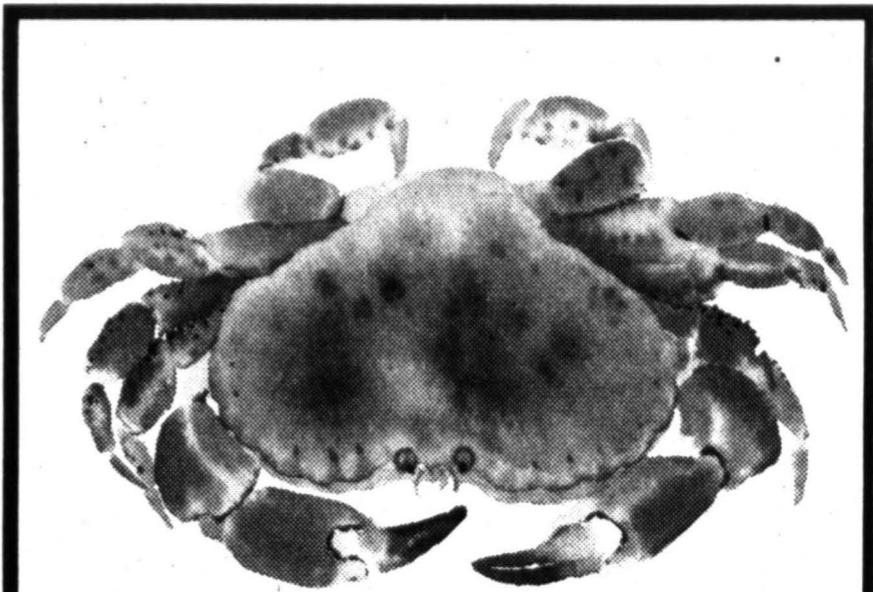
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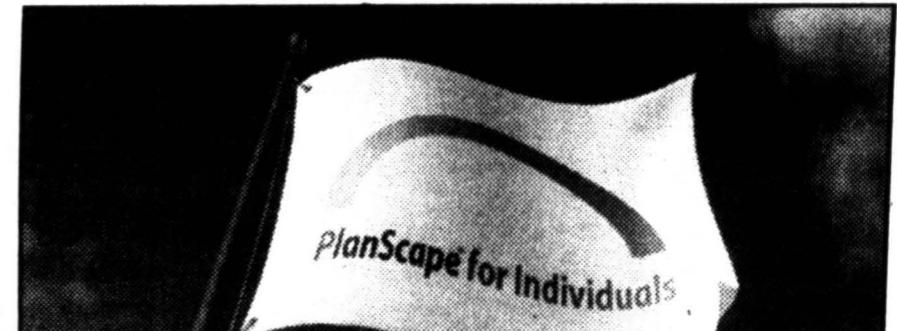
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Candlelight ceremonies and interfaith services to remember Sept. 11

By TAMARA GRIPPI

ON THE first anniversary of September 11, local religious leaders, fire fighters and the Carmel Area Chapter of the American Red Cross are offering ways for the community to remember those lost in the terrorist attacks.

■ On Sept. 11, The Carmel Valley Fire Protection District is hosting a candlelight ceremony at the Mid-Valley Shopping Center beginning at 7 p.m. Fire fighters from all local jurisdictions and local law enforcement representatives will attend.

Participants will receive candles as they listen to the Seaside High School Chorus sing patriotic songs. Complimentary refreshments will be served.

■ Also on Sept. 11 from 5 to 7 p.m., the Carmel Area Chapter of the American Red Cross will hold an open house to honor many of the volunteers and local business people who helped the chapter respond to the tragedy.

The local Red Cross chapter, located at Dolores and 8th,

invites everyone to share their memories and any mementos from that time including photographs or letters.

■ The Monterey Peninsula Ministerial Association is presenting an Interfaith Service of Remembrance and Hope at 6:30 p.m. Sept. 11 on the Colton Hall lawn at Madison and Pacific in Monterey.

Chester Haskell, president of the Monterey Institute of International Studies, will offer a brief reflection at the service. A Tongan choir, brass quintet and soloists Reg Huston and Elise Ratchford will perform.

■ The Community Church of the Monterey Peninsula, on Carmel Valley Road next to Rancho Cañada will also offer an interfaith service at the church's labyrinth at noon on Sept. 11.

■ The Carmel Mission Basilica, Blessed Sacrament Chapel and grounds will be open to the public for prayer and reflection all day Sept. 11 from 7 a.m. to 10 p.m.

Sal Ferrantelli of I Cantori di Carmel will direct a perfor-

mance of Mozart's Requiem — part of an international ritual planned for Sept. 11 — at the Carmel Mission Basilica beginning at 8:46 a.m.

Singers from the Monterey Symphony Chorus, the Monterey Peninsula Chorale Society and the Camerata Singers will join together in the choir for the Requiem.

The Mission will also hold an afternoon prayer service in the basilica at 3 p.m. and a special Mass in memory of Sept. 11 at 7:30 p.m. in the basilica.

The City of Carmel will be remembering the events of September 11 by flying American Flags along the center divide of Ocean Avenue all next week. In addition, city flags at Carmel City Hall, Carmel Fire Station, Carmel Police Department and Devendorf Park will be flown at half staff Sept. 11.

Carmel Mayor Sue McCloud has invited Father Carl Hansen of All Saints Church to offer words of encouragement at the beginning of the city council meeting Sept. 10.

ACCIDENT

From page 1A

"You can see the camera start to vibrate a bit, which indicates that the engine had been started. Then, you can hear Brian shouting and then he says 'Oops!' and the camera points up toward the sky and then it falls," Pithy said. "There was absolutely no indication that the vehicle was being driven."

"I don't know if the wheels slipped, or the ground gave way, or Brian made some kind of movement that caused the fall," Hancock said.

One eyewitness, who did not want to be identified, said the accident may have happened when Blodgett, who report-

edly weighed close to 300 pounds, shouted down to the ground from about 30 feet in the air to reprimand a helper who had gotten in the way of his shot.

Pithy confirmed that Blodgett's assignment at the 2nd Hole including videotaping pro golfers Mark Calcavecchia and Fred Couples while they putted, and then continuing to shoot after they left the green.

"He is supposed to take a wide shot and then hold it for a minute after everybody has left the green — we call it a leaderboard shot," Pithy said. The shot is used as a background for a superimposed scoreboard when the event is televised later. "What happened was, while Brian was still shooting someone walked onto the green to pick up the flag," Pithy added. He would not confirm what Blodgett may have said to someone on the ground or whether the cameraman's moving

around the six-by-eight foot platform may have caused the forklift to become imbalanced.

Monterey County Coroner's investigator Mark Stevens confirmed that a videotape shot by Blodgett at the time of the accident exists and said he viewed it on Gaylord Television equipment the day after the incident.

"The camera was smashed to bits and the tape had to be pieced back together," Stevens said. He said he would wait until he had a copy he could play over and over before reaching a conclusion about the cause of the accident. But he agreed there was no sign the vehicle was being driven while Blodgett was still aloft.

When the golfers left the 2nd Green, which is immediately adjacent to Robinson Canyon Road, the crowd followed them, making it unlikely that any of the 300 people in the crowd at the exclusive event actually saw the crane begin to fall.

CHP Officer Richards was one of many who saw the forklift fall but did not see what preceded it. "I heard some noise and looked up and saw this machine rocking back and forth and then it fell," Richards said.

Paramedics from Carmel Valley Fire, who were on standby at the golf course during the event, responded immediately. But Blodgett was too seriously injured to be saved. According to the coroner, he died from "severe blunt head trauma."

Pithy paid tribute to Blodgett, who had worked on all 42 golf events produced by Gaylord Television.

"He was big — in stature and in personality. The man was a force," Pithy said.

Hancock called Blodgett, who lived in Florida, "one of the most respected cameramen in the business." But more than that, Hancock said, he was "a great friend and a great person. We had a wonderful working relationship and friendship."

Exhibit traces Carmel Pine Cone history

RESERVATIONS are due Tuesday, Sept. 10 to attend the opening reception for the "The History of the Carmel Pine Cone." The Carmel Heritage Society has assembled an exhibit of Pine Cone artifacts as well as fascinating facts reported in the Carmel weekly since its founding in 1915.

Carmel Pine Cone publisher Paul Miller will speak at the reception, to begin 5 p.m. Friday, Sept. 13 at Carmel's First Murphy House. Wine and appetizers will be served and admission is \$10. Call 624-4447.

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Monterey attorney faces felony charge, another lawsuit

By MARY BROWNFIELD

DENNIS FOX — the attorney sued by Hospice Foundation for the Central Coast in July for taking a \$1.3 million estate willed to the charity — will now be appearing in criminal court as well. The district attorney's office charged Fox Sept. 4 with a single count of grand theft by embezzlement.

Deputy district attorney Joe Buckalew also filed for an enhancement provided by the penal code that could double Fox's maximum potential jail time since the alleged crime involves more than \$1 million.

The D.A.'s office began looking into Fox's actions after Hospice Foundation representatives raised their concerns in a probate court petition last November.

"Information had been supplied by members of the community that there was possible criminal wrongdoing," Buckalew said. "And once that information was forthcoming, we commenced the criminal investigation that culminated in this filing."

The charges stem from Hospice's allegations that Fox, trustee for Dorothy Trace's trust, lied twice to the nonprofit about the existence of the \$1.3 million estate it was set to inherit upon her death.

According to the civil suit, Fox liquidated the trust's assets, created a California limited liability company with his business, his pension plan and the Trace Trust as partners, and purchased a house on Marcheta Lane in Pebble Beach.

His defense attorney, Lawrence Biegel, has said Fox erred in hiding the estate's existence from Hospice but made a sound investment decision for the estate in purchasing the house.

If found guilty in the criminal case, Fox could serve up to six years in state prison and be forced to make restitution, though Buckalew said much of the money and property have already been turned over to the victim.

"The remaining restitution is an issue we haven't fully resolved," he said.

Fox is scheduled for arraignment Sept. 17 in Salinas.

Another civil suit

The attorney was also sued again in

Monterey County Superior Court Aug. 22, this time by two men accusing him of malpractice for letting his client leave his home to several different people.

Guido Scarato and John Higgins sued Fox for failing to provide Bruno Visca proper legal services when the attorney drafted Visca's will in October 1999. The will left Scarato and Higgins most of Visca's estate, including his Monterey house, but the home turned out to be in the name of a trust with another family member as the heir.

"He left Mr. Visca with inconsistent testamentary documents so what he wanted is not what happened," said attorney Diane Deckard. "It puts all the potential beneficiaries into a really bad situation when somebody they love dies and they all end up fighting about it."

Biegel accused the two of going after Fox because he is already embroiled in legal trouble.

"Dennis has made mistakes in the past — we know that — but he didn't do anything wrong [in this case]," he said. "I think they're doing it because they smell blood in the water."

Fox asked Visca if he had any documents conflicting with the wishes in the will, according to Biegel, and the client answered in a written questionnaire that he did not.

But Scarato and Higgins are just trying to recoup the \$1 million they lost in the settlement of their dispute with the trust's beneficiary, Ida Visca, after Bruno Visca died in April 2000, according to Deckard. She said the Sierra Vista Drive home was the most valuable possession in Visca's \$1.4 million estate.

Their suit alleges Visca had wanted Fox to revoke the old trust and that the attorney should have ensured the man's final wishes could actually be met.

"In this particular instance, Mr. Visca was described by Mr. Fox himself as a rather unsophisticated, simple man," Deckard said. "In our view, the standard of care should have been taken to make sure his interests were protected, his testamentary wish fulfilled."

Fox could have done so by making sure no prior documents conflicted with Visca's will and ensuring "his interests were free

and clear and capable of being transferred to plaintiffs as Visca had intended," according to the lawsuit.

Biegel said his client fulfilled his obligations to Visca by taking him at his word

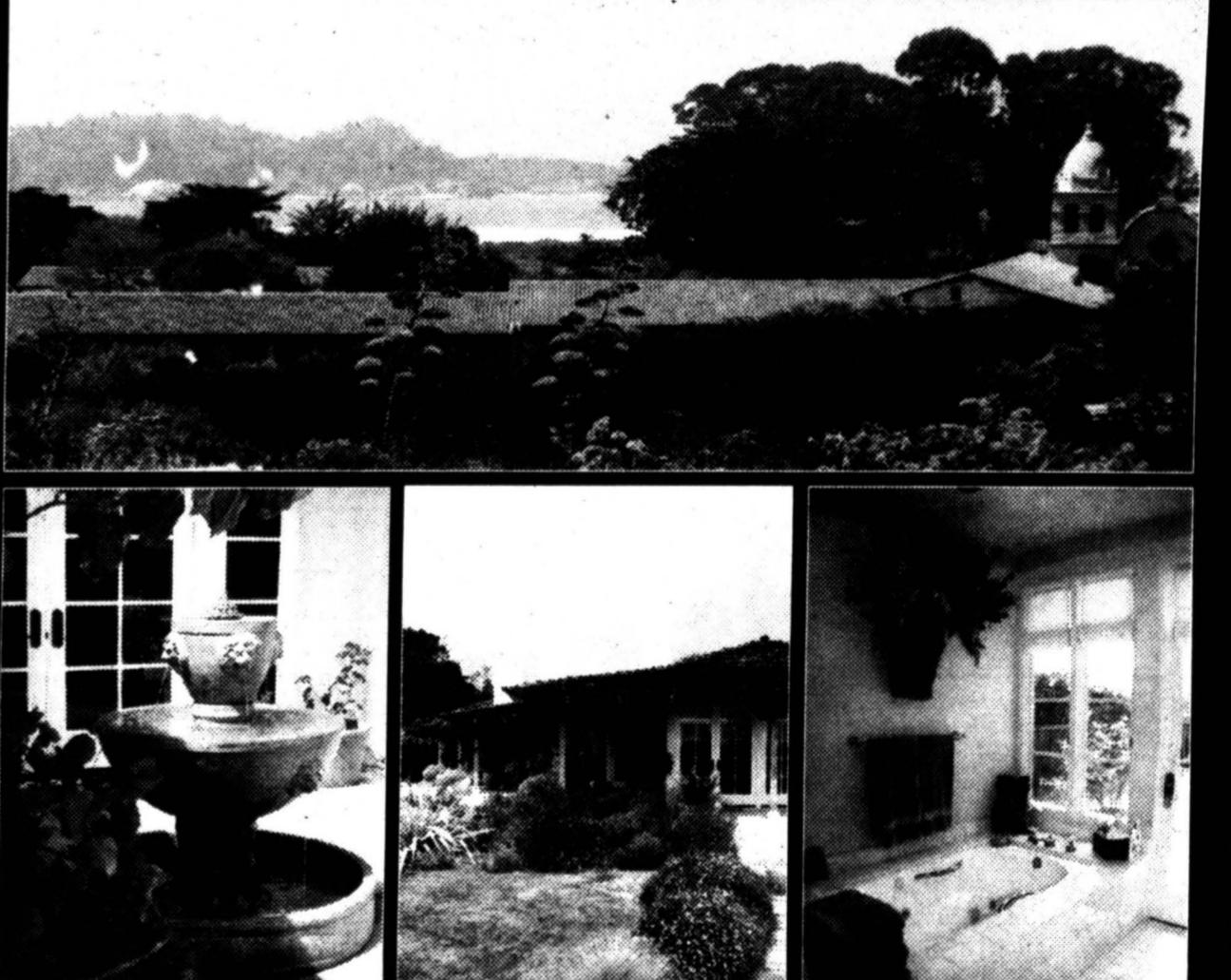
regarding the condition of his estate.

"It was not Dennis who did anything wrong," he said. "It was Mr. Visca who did something wrong."

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Rippling River: affordable for residents, but not for taxpayers?

By MARY BROWNFIELD

HOW MUCH should taxpayers spend to keep Rippling River open as public housing for the elderly and disabled?

Facing growing repair costs that could suck up the Housing Authority of the County of Monterey's entire capital fund, a small group of residents, Village community members and staff met for the first time this week to figure out how to take care of the residents of Rippling River.

The 79-unit development at the east end of Carmel Valley

Village was built as a resort in the 1940s and obtained by the housing authority 30 years later. Those years have taken their toll in dry rot and water damage, and the small apartments need separate electric meters, and better bathrooms and kitchens, according to Barry Phillips, the housing authority's chief administrative officer.

A March 2002 study concluded that bringing the whole property up to code would cost \$7.8 million.

"It wasn't built to support seniors and the disabled, so we want to make sure the apartment sizes are truly designed as apartments and not resort rooms," Phillips said.

When kitchens were added, the rooms got pretty small and the bathrooms are minuscule as well, according to Phillips — two of the most common complaints from residents.

Maintaining the aging property costs the housing authority \$140,000 a year, and the agency has spent \$900,000 in repairs during the last six years. The problem, he said, is that for each thing fixed, something else is found broken.

"In periodic inspections we discovered there's dry rot taking place, the pipes are old and the heating is old," he said. The 2002 study also recommended stabilizing the river bank and repairing weak ground underneath guardrails and handrails.

Separate electric meters for each apartment would cut down on utility costs and encourage residents to conserve, according to the study. The housing authority has spent as much as \$130 per unit on electricity, development director Starla Warren said.

The federal office of Housing and Urban Development pays most of Rippling River's bills and the housing authority met with HUD in June to discuss the development's fate. The only other income comes from residents, who pay an average monthly rent of \$250, according to Warren.

"We have 670 units in public housing in the entire county and Rippling River represents 79 of those. The federal government gives us funds for our entire portfolio and then we spend them in accordance with their needs," Warren explained.

Given the number of homes it provides, Rippling River needs a disproportionate amount of that money, she said. The agency estimated that maintaining the status quo — not including capital repairs — would mean operating at a projected annual loss of \$187,041 to \$216,827 over the next six years.

"It's not that we can't live with the net loss because it is public housing, but when we start looking at the capital

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See **RIPPLING** on page 8
of the Real Estate section

Star-gazer thrives on rain, wind and sun

By MARY BROWNFIELD

SITTING ATOP a ridge more than 5,000 feet above sea level, Ivan Eberle has a multi-million-dollar view without a multi-million-dollar mortgage.

But as caretaker of Monterey Institute for Research in Astronomy's Chews Ridge observatory, he is at the mercy of the elements — and not only because of the hazards of wind, snow and rain. The observatory, in the mountains above Carmel Valley, catches rain for its water supply. And it relies on wind and solar power for electricity, which comes without a PG&E bill.

"It's certainly not free energy, though," Eberle said. "It's a lot of work."

MIRA scientists use the 36-inch telescope and an array of high-tech equipment at the mountaintop Oliver Observing Station to carry out stellar research, primarily the birth and death of stars, according to Eberle.

Solar energy powers the 19-year-old observatory four months of the year by harvesting the energy through solar panels, storing it in batteries and then converting it to usable AC.

And three blades spanning 23 feet catch the wind on the ridge top to power a 13 kilowatt generator.

"We also have propane generators for when everything's iced up and the sun doesn't shine and the wind doesn't blow,"



PHOTOS/IVAN EBERLE

No, it's not Vermont. While snow is a rarity in Carmel Valley, it's not so scarce 5,000 feet above it, where Monterey Institute for Research in Astronomy's observatory has sat for the last 19 years.

he said. "Most of the time we can do an entire night of observing without having to switch on the generators."

The observatory counts on such natural power methods out of necessity, not because its founders were environmentally minded.

"It would be simpler to plug into PG&E, but we can't," Eberle said. Six miles up a dirt road and far above the valley floor, no power lines or telephone systems reach the top of Chews Ridge.

The observatory doesn't even have a well and MIRA wouldn't be allowed to explore for underground water, since it lies on U.S. Forest Service lands. A cistern catches rainwater running off the roof. During dry months, water is transported up the mountain on a truck, according to Eberle.

During his five-and-a-half years as caretaker, Eberle said



Ivan Eberle — caretaker of the Oliver Observing Station on Chews Ridge — sometimes has to don snowshoes to get to work. He took both these photos in April 1998.

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he has encountered not only heat waves and torrential rains, but snow drifts and fires.

He had a front row seat for the large September 1999 Kirk Creek fire caused by lightning strikes, and last week started clearing out brush and trees after a fire at nearby Piney Creek came alarmingly close.

(A professional wildlife photographer, Eberle has a color darkroom at his caretaker's house and has selected his favorite fire photos for display at the observatory.)

At the other end of the spectrum, he fought through 2-foot-high snowdrifts across his driveway last year and was snowed in for days. Every winter he has to put chains on his 4-wheel-drive to make it up the road.

"It was cold up here last winter but snowier in 2001, and I got stuck up here," he said. "I had to snowshoe and pull my groceries in a sled behind me up the driveway — not what you expect in Monterey County."

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Vineyards tied for best of Region E North-Central Coast appellations from 2,533 wine entries from 467 wineries in the California State Fair's Grape and Gourmet food and wine event.

Both vineyards won gold medals; Kendall-Jackson for its 1999 Monterey County, Great Estates Pinot Noir; and Scheid

Vineyards for its 2001 Monterey San Lucas Vineyards Sauvignon Blanc.

In the Best of Class North-Central Coast appellations, Heller Estate/Durney Vineyards won a gold medal for its 1999 Durney Vineyard, Carmel Valley Merlot; Jekel Vineyards won three gold medals, two of them for Best of Class North-Central Coast appellations — the first for its Monterey Winemaker's Collection Riesling 2001, Monterey, and the second for its Monterey Sanctuary Reserve Collection Cabernet Sauvignon 1998 Sanctuary Estate Vineyard, Arroyo Seco; and a gold for its Monterey Winemaker's Collection Cabernet Sauvignon, Central Coast (North).

Ventana Vineyards Winery won a gold medal for its Riesling 2001, Monterey Arroyo Seco; and HRM Rex Goliath Wines, for its Monterey, Giant 47 lb. Rooster/Free Range, Chardonnay 2000, Central Coast.

This distinction of gold medal winners clarifies a story printed earlier in which "Region E" was omitted from the

Kendall-Jackson/Scheid Vineyards awards announcement.

SHINY NEW LABEL



Ventana Vineyards Winery, owned by Doug and LuAnn Meador, has a new label to celebrate its 30th year anniversary of viticultural and winemaking research work on the Monterey Peninsula. Salinas design studio Full Steam Marketing produced the new label which bears embossed gold foil in the design and in Doug Meador's signature. It will be used for the first time on varietal wines to be released this autumn, although some are already in restaurants: Ventana's Riesling, Gewürztraminer, Pinot Noir, and Dry Rosado and Dry Chenin Blanc.

Ventana Vineyards will be one of the settings for a "Wine Boot Camp" planned Saturday, Sept. 14. The event will feature seminars, lunch, food and wine pairings, dinner and more. Cost is \$378 per person. To "enlist," call (707) 874-1975 or visit www.AffairsoftheVine.com.

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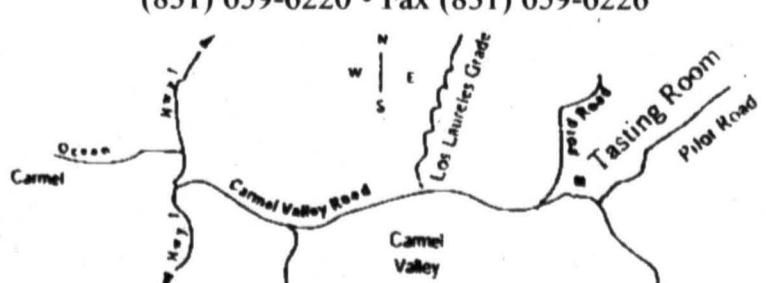


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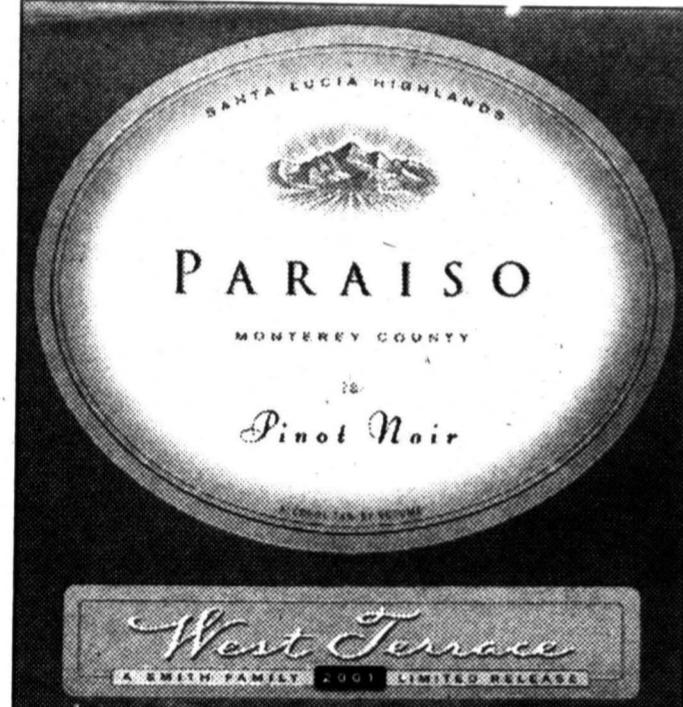
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Food & Wine

'Heavenly Night' wine fest planned at Paraiso Vineyards on Sept. 21

By MARGOT PETIT NICHOLS

IT'S HARVEST time in the vineyards: Paraiso Vineyards of Soledad will host its "Heavenly Night" annual Harvest Fest — its ninth — from 7 to 10 p.m. on Saturday, Sept. 21.



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Monterey Plaza has new Duck Club and Schooners Bistro managers

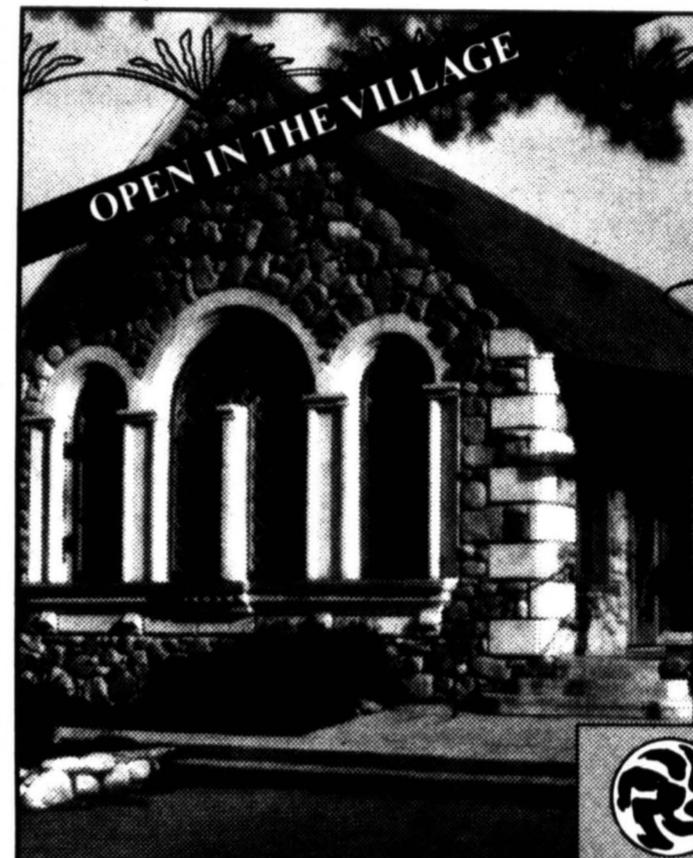
LARS STOKKEBYE has been named new manager of the Duck Club Restaurant at The Monterey Plaza Hotel & Spa. Richard Fowler has joined the hotel's Schooners Bistro as its new manager.

Stokkebye has more than 10 years of experience in the hospitality industry, having been general manager of Roy's at The Inn at Spanish Bay, and banquet manager at The Lodge at Pebble Beach.

Fowler, too, has over a decade in the industry. He was the banquet manager at Quail Lodge Resort and Golf Club and was banquet manager at the Inn at Spanish Bay.

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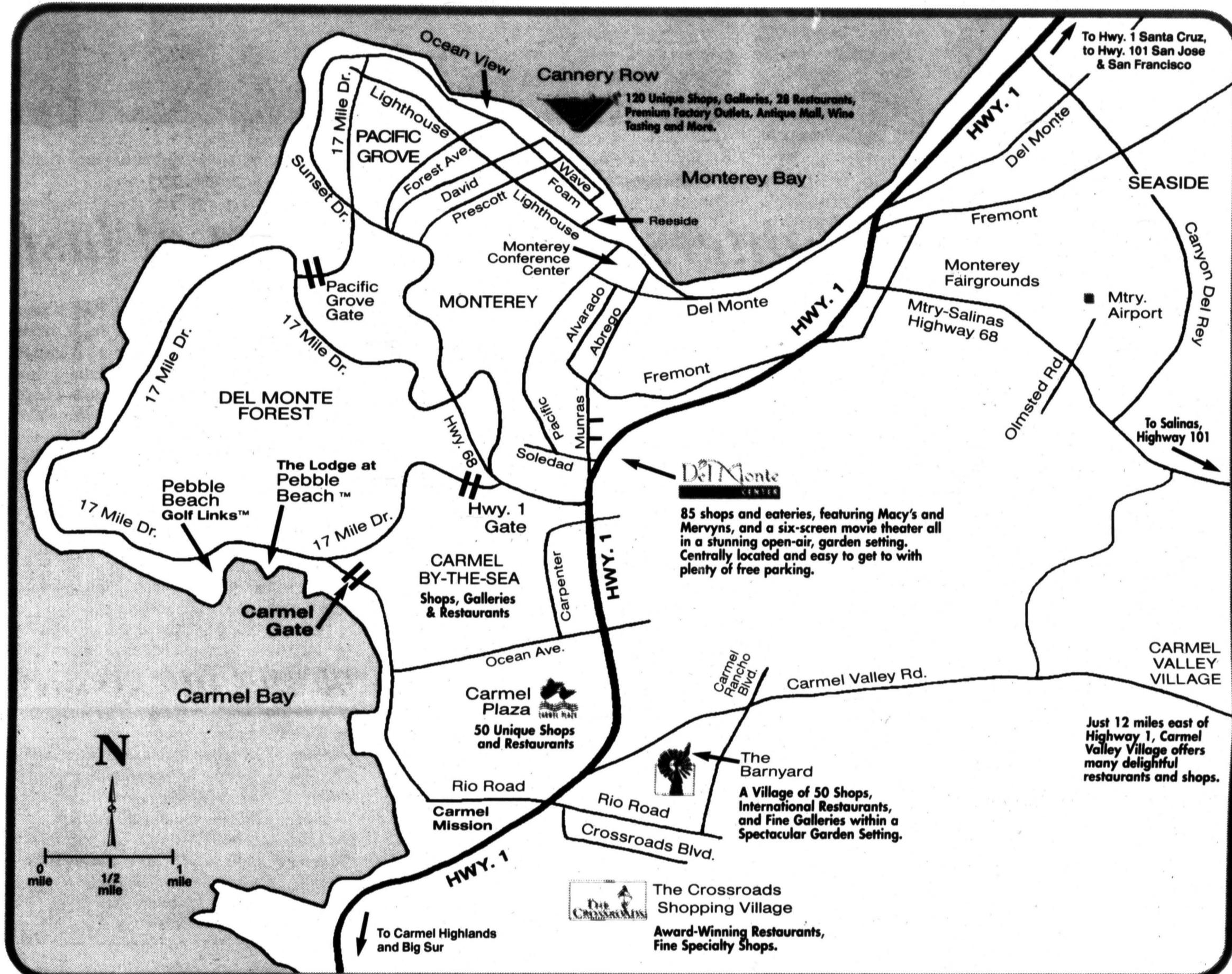
LOOK FOR THE WINDMILL
HIGHWAY ONE AT CARMEL VALLEY ROAD, CARMEL



This Week

Arts & Entertainment • September 6 - 12, 2002

Carmel • Pebble Beach • Carmel Valley & The Monterey Peninsula



CARMEL-BY-THE-SEA
Pacific Repertory Theatre & Carmel Shakespeare Festival present
ROYAL BLOOD
The Rise & Fall of Kings
Through Oct. 20
See page 14A

MOUTH OF THE VALLEY
BURCHELL HOUSE & THE CROSSROADS presents
BACK-TO-SCHOOL KIDS PRINTS
September 14
See page 3A

CARMEL-BY-THE-SEA
CARMEL BACH FESTIVAL presents
Ton Koopman & Tini Mathot
September 17
See page 15A

CARMEL VALLEY
CARMEL VALLEY CHAMBER OF COMMERCE presents the 9th annual
"GREAT BOWLS OF FIRE! CHILI COOK-OFF
September 16
See page 12A

Dining Around the Peninsula

CARMEL
Buon Giorno 12A
Forge in the Forest 18A
Hog's Breath 2A

CARMEL VALLEY AND MOUTH OF THE VALLEY
Bernardus Lodge 10A
Rancho Cañada 5A
Rio Grill 10A
Tastebuds 12A

PACIFIC GROVE
Fandango 14A

PEBBLE BEACH
Peppoli at Spanish Bay 15A
Sticks at Spanish Bay 24A

'Crimes of the Heart' bows at Magic Circle Center in C.V. Village



PHOTO/RANDY TUNNELL

WHAT: Joyce Sherry, Anne Hoffman and Sherry Kefalas co-star in the Magic Circle Center production of Beth Henley's "Crimes of the Heart"

WHEN: Opens 7:30 p.m. Friday, Sept. 6 and plays 7:30 p.m. Fridays and Saturdays and 2 p.m. Sundays through Oct. 6

WHERE: Magic Circle Center for the Arts, El Caminito off Carmel Valley Road in Carmel Valley Village

COST: \$18 general; \$15 students and seniors

INFO/RESERVATIONS: 659-1108

Weekend festival celebrates Italian culture



PHOTO/MARGOT PETIT NICHOLS

WHAT: 69th annual Fiesta Italia Santa Rosalia is presented by the local Italian community and embraces food, music, bocce ball and a parade

WHEN: 10 a.m. to 8 p.m. Saturday and 10 a.m. to 6 p.m. Sunday, Sept. 7-8. Parade begins noon

Saturday at San Carlos Cathedral and moves to the Custom House Plaza, Monterey. Italian mass celebrated 1 p.m. Saturday at Steinbeck Forum in the Monterey Conference Center, followed by a blessing of the fleet on Fisherman's Wharf

WHERE: Various Monterey locations, all centered around Fisherman's Wharf, the Custom House Plaza and Maritime Museum of Monterey

INFO: 393-2263

S
E
P
2002



Jeri Albert got to entertain son Nick, 10, and his buddies, Sam Catania, 11, and his kid brother Zachary, 8, at the Carmel firefighters' barbecue.



PHOTOS/SISSI MALEKI

Bob & Sherie Evans, and Marjorie Cox and son Bill were part of the very large crowd that soaked up Labor Day weekend sunshine at the Carmel firefighters' barbecue.

FINDINGS
A Sewing Emporium

Domestic & Imported Fabrics
Buttons + Ribbons + Notions
Handmade Accessories
Created by Local Artisans

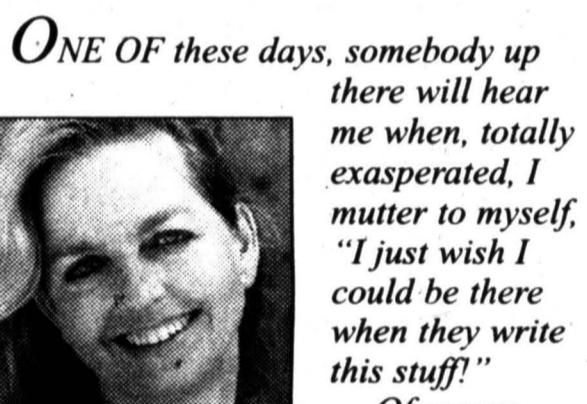
E. San Carlos btwn. Ocean & 7th
Carmel-by-the-Sea 831.624.3700

Firefighters serve barbecue at last

THE CARMEL Fire Department's annual Fourth of July picnic, postponed this year due to so many wildfires elsewhere requiring assistance, finally took place over Labor Day weekend. Both firefighters' families and other locals took advantage of the good food and great weather . . . **David Jedinak**, an attractive, single — pay attention, girls — paramedic firefighter, got much of the credit for organizing this family event. "It's also an important team-building opportunity for the whole group," he said, explaining that in less than a year they've added nine new people . . . **Jeri Albert's** son **Kenny Hutchinson** is a firefighter, a great role model for her younger son **Nick**, 10, who brought along **Sam**

Catania, 11, and his kid brother **Zachary**, 8 . . . **Kasey Ventimiglia** & hubby **Chad Sr.** were expanding the horizons for 5-month-old **Chad Jr.** . . . Firefighter **Rebecca Alendar** kept pace with the others roasting the tri-tip . . . Retired firefighter **John Jacoby** had his hands full with his wife **Linda** and visiting sister, **Hazel**, both of whom excel at teasing him . . . **Bob & Sherie Evans** were there to support their son **Graham**, a firefighter. Bob's always been a property owner

...And, by the way . . .



Pine Needles

By Sissi Maleki

its innards daring me to take it on.
. . . if there are two, one is considered
the master and one is a slave . . .

This creative line was supposed to tell
me which connection to use in order to
install an extra CD-ROM drive.

My goodness! Having the 'power to
force anything into slavery — let alone a
computer thingamajiggy — nearly made
me climb up to my roof, beat my chest and
yell whatever you're supposed to yell when
feeling the rush of power.

But the exultation was a bit premature.
For I soon discovered no one had informed
the thingamajiggy that being a slave meant
it had to do whatever I — or anyone/any-
thing else — wanted it to do . . .

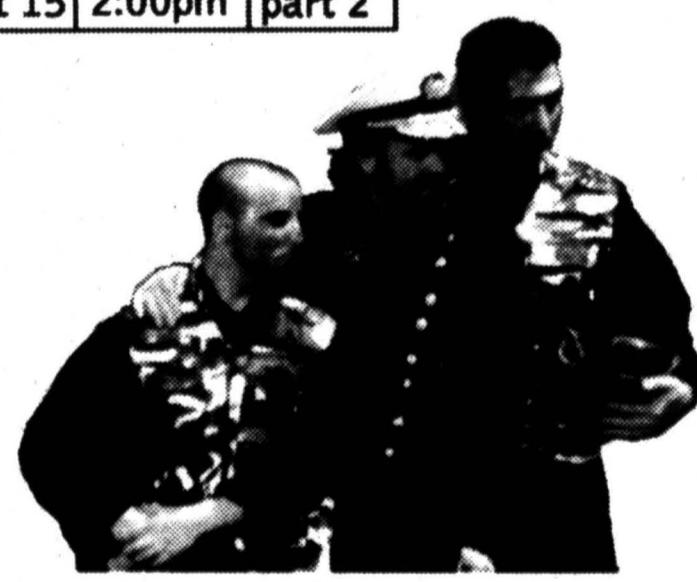
Carmel Shake-speare Festival Presents

ROYAL BLOOD: THE RISE AND FALL OF KINGS

Henry the 4th parts 1 & 2

Sat Sept 7	2:00pm	part 1
Sat Sept 7	7:30pm	part 2
Sat Sept 14	2:00pm	part 1
Sun Sept 15	2:00pm	part 2

"Lively and Spiritive"
-Coast Weekly



Henry the 5th OPENS NEXT WEEK!

Fri Sept 13	7:30pm	1/2 price preview
Sat Sept 14	7:30pm	OPENING!



Golden Bough Playhouse
Monte Verde between 8th & 9th, Carmel

Tickets On Sale Now!
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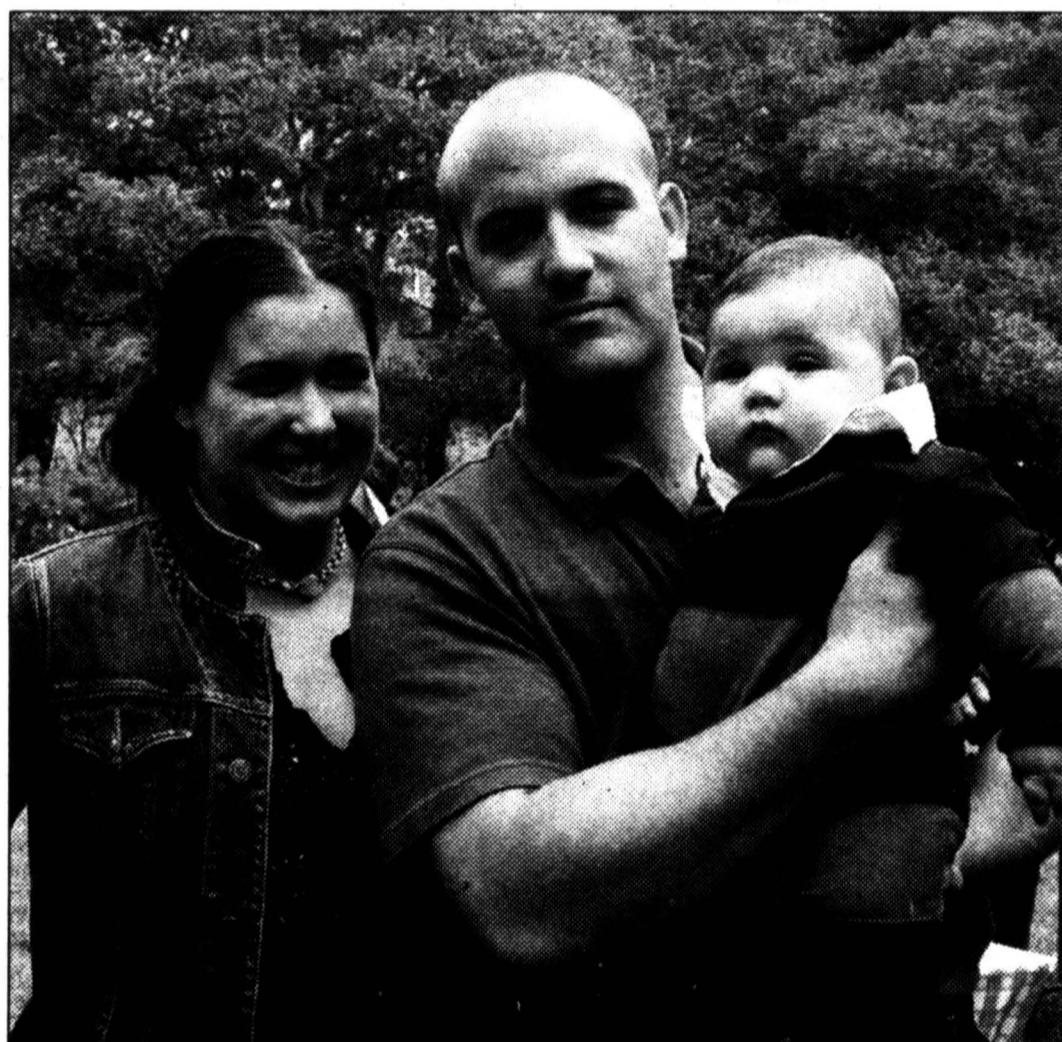
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Dick Stiles, Dorothy and Greg Cole and Barbara Stiles didn't let cool weather stop them from enjoying the CRA beach picnic at Stillwater Cove.

in town, though he's "one of the good ones!" he joked, adding that the late **Hella Langer** was his tenant for 42 years and he never raised her rent. Wow! . . . **Marjorie Cox** brought son **Bill**, who chatted with friends about his stamp & coin business on Mission & Eighth in Heather Glen Court. Turns out, there are more adults into collecting than

kids, nowadays . . . **Kirkor Kocek** grabbed a juicy sandwich before racing back to his jewelry business . . . Chief **Sidney Reade** was there enjoying the food and keeping an eye on her students from the MPC Fire Academy, where she teaches, too. Her son **Spencer** just went off to college. How does she ever find the time to do everything?



Kasey Ventimiglia & hubby Chad Sr. expanded horizons for five-month-old Chad Jr. at the Carmel firefighters' barbecue.

CARMEL BACH FESTIVAL PRESENTS

Ton Koopman
& Tini Mathot

J.S. Bach, The Art of the Fugue
version for two harpsichords

Tuesday, September 17, 2002, 8:30pm
Church in the Forest, Stevenson School, Pebble Beach
assigned seating - all tickets \$30

You may purchase tickets on our web site, www.bachfestival.org
or Call (831) 624-2046

■ Beach picnic for the CRA

The Carmel Residents Association gathered members to Stillwater Cove for their ninth barbecue picnic . . . **Clay & Linda Anderson** helped pull it together and all was perfect except for a near-crisis when the corkscrew couldn't be found! . . . **Ellis & Donna Estes** had been neighbors of Ali Miner down in Laguna Beach . . . **Donna & Ralph Pribble** divide their time between here and Hillsborough . . . **Florence Frette** and her buddy, **John Patterson** both stay busy painting and doing shows . . . **Clive &**

Kate Rayne spend their time fly-fishing and enjoying their eight grandkids . . . **Elva Bumb**, who has grandkids galore, manages to squeeze everybody including guests like her sister-in-law **Mary Hill** into her small cottage . . . The hungry crowd also included **Steve & Barbara Brooks**, Carmel Councilwoman **Barbara Livingstone**, **Lee & Dorothy Eldred**, **Greg & Dorothy Cole**, **Dick & Barbara Stiles**, **Howard & Zaza Skidmore**, **Mellanie Moran**, **Jonie & Paul Webb**, **Brie Tripp** and **Steve & Martha Dolley**.

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Risotto
Wild Mushroom Ravioli
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Tuscan-Style T-Bone Steak

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and gate fee waived with reservation

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THE INN AT SPANISH BAY

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2002

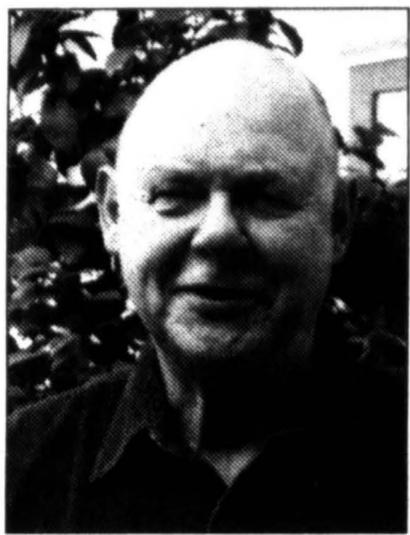
Dallmann's novellas: 'Pulp fiction for thinking people'

CHRISTOPHER RAVEN, the erudite protagonist of William Dallmann's two novellas published under one title, "2 Kill or Not to Kill," is a protagonist you'll love.

Not only is Raven well-versed in general semantics and non-Aristotelian logic, he's a sometimes private eye who carries a martial arts cane, a hand-carved wooden number with which he can threaten to rip out an assailant's throat in awkward situations.

Readers are treated to discussions of "E-Prime" (avoidance of using forms of the verb to be because it keeps one from using the language critically) and "premature speech" — but all within the context of the novella — while two murders are being committed nearby and an innocent travel agent is being threatened with blackmail.

The plots of the two novellas ("Lobos" and "A Dish Best



William Dallmann

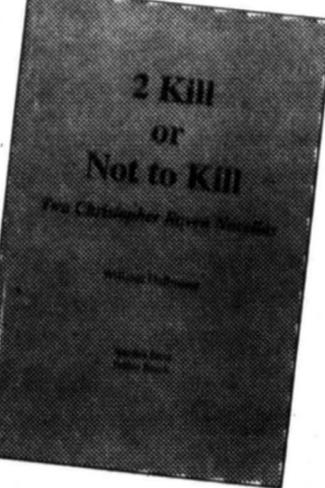
Served Cold") are excellent, and readers will recognize the locales: Point Lobos, The Monarch Cafe in Pacific Grove, trails in Pebble Beach (where the protagonist lives), the firing range at Laguna Seca — which adds to the fun of reading these thrillers.

Ethical and moral situations come into the plot, and the corrupting aspect of absolute power emerges with the villain of "Lobos."

There is food for thought in these mysteries, which the author refers to as "pulp fiction for thinking people." You will love curling up with this slim 148-page paperback. It is difficult to put down.

Dallmann writes at his home of 18 years in Pebble Beach, and uses a computer. These are his first two published fiction books, and he is seriously thinking of writing more with Raven as the protagonist.

Dallmann is right at home in the fictional skin of Dr. Raven, because, in more ways than one, he is Raven. Dallmann holds a Ph.D. in speech-language pathology from Purdue and an M.A. in drama from San Francisco State. He retired in 1984 as professor of communicative disorders and director of the speech-language clinic at Indiana's Valparaiso

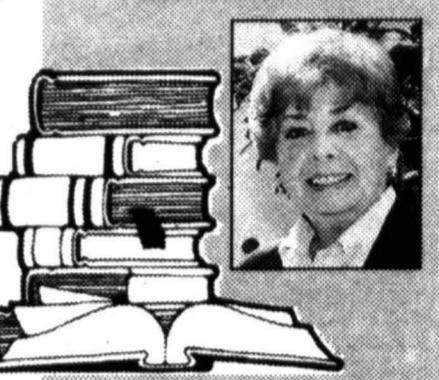


University. He worked as a private investigator with the Wittlinger Agency, a Christian oriented detective agency which primarily handled criminal work, and carries the prototype of Raven's martial arts cane. He recently retired from the teaching of martial arts at his *dojo* (practice hall) in Monterey. He has written numerous articles about world-views and faith, including a book, "The Children of Prometheus — Toward a Rational Spirituality," served in both the U.S. Army in the Korean War and in the U.S. Navy following WW II.

Dr. Dallmann will appear at a book signing from 3 to 4:30 p.m. Saturday, Sept. 7 at The Thunderbird Bookshop, The Barnyard Shopping Village, Carmel. For information, call 624-1803.

The novellas, under one cover, are published by Nautilus Press in cooperation with Trafford Publishing, Victoria, B.C. It retails for \$12.95 and is available at The Thunderbird, Amazon.com, and through Barnes & Noble.

By MARGOT PETIT NICHOLS



Continues on next page

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GENERAL INFO. 372-0388

www.balletfantasque.org A non-profit

This program is made possible in part by a grant from the Cultural Council for Monterey County and the City of Monterey.

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BOOKSHOP CAFE

FRI - SEPT. 6

Join Carell Zaehn who will discuss her book, *Thinking From The Infinite*, an invigorating approach to spiritual understanding.
7 pm - FREE

SAT - SEPT. 7

Join us to celebrate with William Dallmann the publication of his book, *2 Kill or Not to Kill*, Saturday, September 7, 2002 - 3:00 pm to 4:30 pm. For more information call 624-1803.
3 pm - FREE

TUES - SEPT. 10

The Thunderbird Book Club will discuss *Quattrocento* by James McKean. All are welcome!
10 am - FREE

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Congratulations to

Mr. & Mrs. Henry Humann
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50th Wedding Anniversary, September 6, 2002

They have three sons who will help them with their celebration, Bruce Humann, of Santa Maria, King Humann of Santa Cruz, and Bryant Humann of Westminster.

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TEAM CLEANING, moving, parties, errands, house/pet sitting, etc. (831) 622-7999 9/6

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BOOKSHELF

From page 16A

PATTI SIRENS and **Taelen Thomas** will appear at the National Writers Union Local 7 presentation set for 7:30 p.m., Friday, Sept. 13 at the Thunderbird Bookshop, Carmel. Sirens is an ex-New Yorker/poet/punk dyke/rock musician turned surfer/kayaker whose poetry has won prizes in the Artists Embassy International Dancing Poetry Contest. Her first book of poetry, "Antarctica" was published by Burning Bush Publications in 2000.

Thomas, an entertainer, actor, historian, biographical dramatist and teller of tales, has degrees in philosophy from Stanford and the University of Hawaii. He portrays many characters at his readings, including The Lingo Kid, an oral poet of the American West. Admission is \$5. For information, call John Laue at 684-0854.

□ □ □

POET, TEACHER and editor **Ellen Bass**

will give a talk and poetry reading at 1 p.m., Saturday, Sept. 14 at the Pine Inn, Carmel-by-the-Sea. The Robinson Jeffers Tor House Foundation, in collaboration with the Pine Inn, will present Bass in "Poetry as Prayer: A Talk and Poetry Reading."

She will read from her recently published collection of poems, "Mules of Love." Admission is free.

□ □ □

AUTHOR/PHOTOGRAPHER John Livingstone is offering a \$25 Casanova Restaurant luncheon voucher to the winner of a random drawing to be held Nov. 1. Tell in 25 words or less your overall impression of his book, "The Importance of Being from Oshkosh," on the printed form you'll find at your favorite bookshop. Fill it out, leave it there, or mail it to John Livingstone, P.O. Box 22381, Carmel, 93922.

Ellen Bass

What's Happening

To advertise in this space call 624-0162

MORE THAN 30 individual bird houses will be available during the first ever "Affordable Housing" sale sponsored by the American Cancer Society Discovery Shop, and the Monterey Peninsula Builders Exchange. Sale hours are 10 a.m. to 5 p.m. Saturday, Sept. 7 at 198 Country Club Gate Shopping Center, Pacific Grove.

Refreshments will be served and sales benefit the programs of the American Cancer Society. Info: 372-0866.

ON SUNDAY, Sept. 8, **St. Dunstan's Episcopal Church in Carmel Valley** will celebrate its fourth annual "Come Home Again" following the 10 a.m. service. Newcomers are particularly welcome. Refreshments will be served. Father Ron Reed, formerly with the National Church in New York, will be guest

preacher at both 8 and 10 a.m. services. Sunday School also resumes on Sept. 8.

BRINGING A little holiday cheer to September: Come by Candlesticks of Carmel (at Ocean and Monte Verde) and enjoy our exciting new 2002 holiday merchandise and special offers. There will be plenty of holiday fun all weekend! See you there! 626-4305.

STUFFED BEARS, bear memorabilia and bear collectibles are sought (tax deductible) for the American Cancer Society Discovery Shop "Bear Affair," to take place Saturday, Oct. 19. Items may be brought to the shop at 198 Country Club Gate Shopping Center, corner of Forest and David, Pacific Grove, 10 a.m. to 5 p.m. Monday through Saturday. Info: 372-0866.

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PIANIST MARK Levine has played with every important Latin jazz group on the West Coast and recorded with Pete Escovedo, Que Calor, Bobby Shew and Poncho Sanchez. He began his career in Boston and New York (including a stint with Woody Shaw's quartet). An interest in Latin jazz led to work in the bands of Mongo Santamaria, Willie Bobo and Cal Tjader. Levine subsequently performed on five albums with Tjader, including the Grammy Award-winning "La Onda Va Bien."

This Saturday (Sept. 7) Levine performs at Carmel's Jazz & Blues Company with his group, **The Latin Tinge**, celebrating the release of their

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By Stephen L. Vagnini



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Mark Levine and the Latin Tinge

latest CD, "Hey, It's Me."

Drawing inspiration from both Afro-Cuban music and jazz, Saturday's audience can expect to hear rumba, timba, songo, mambo, straight ahead, and 6/8 rhythms. The Latin Tinge is comprised of Levine on piano, percussionist **Michael Spiro**, bassist **Peter Barshay** and drummer **Paul Van Wageningen**. Music starts at 7:30 p.m. Call 624-6431 for more information.

Thursday, Sept. 19 Italian vocalist **Roberta Gambarini** appears at the Carmel jazz venue. Born and raised in Torino, Italy, Gambarini spent almost 15 years performing on the European circuit before setting in the United States in 1998. Her third-place finish at the 1998 Thelonius Monk Jazz Vocal Competition and a captivating performance at the 2001 Monterey Jazz festival has opened doors for the young singer in both New York and San Francisco.

At the Henry Miller Library in Big Sur a quartet of pop rock 'n' roll bands will perform on Sunday, Sept. 8 from noon until 6 p.m. "A Sunday picnic opportunity for hip families," the Big Sur Summer's End Benefit Concert features **Foamscape**, **Blind Curve**, **Big Rain** and **Vera**. The quartet of groups are representative of the local rock 'n' roll community playing anything and everything from progressive rock to tropical funk. A perfect day in the sun, under the redwoods with good food and drink served by Big Sur Coast Foods. Proceeds will help the continuation of music, art, poetry and performances at the Henry Miller Library.

One of the funkiest bands to perform at Sly McFly's in recent memory, San Jose soul band **TYT (Today, Yesterday and Tomorrow)** returns to Cannery Row this Saturday (Sept. 7) for an encore performance. An eight-piece band that specializes in the best of '70s, '80s and '90s r & b and funk, TYT is the ultimate Motown party band.

The following Friday, Sept. 13 "It's A Beautiful Day," one of the last major groups of the San Francisco psychedelic scene, performs at Sly McFly's. "It's A Beautiful Day" exploded onto the scene in the late '60s with their self-titled debut album, which featured the classic hit single "White Bird." The group still features the extraordinary violin-playing of **David LaFlamme**, and his wife **Linda** on vocals. Music starts at 9 p.m. For more information call 649-8050.

The sixth edition of the **Monterey World Music Festival** will kick off next Friday night, Sept. 13 with a concert at the Monterey Conference Center's Serra II Ballroom featuring Indian vocalist **Kiran Ahluwalia** and the eclectic "East-meets-West" music of **Jai Uttal** and the **Pagan Love Orchestra**. The creation of David Cloutier, executive director of the Cultural Council for Monterey County, the festival seeks to promote cultural understanding and awareness, celebrate humankind's differences, and transcend cultural boundaries through the universal language of music. The theme of this year's festival is "Global Consonances," suggesting the sympathetic vibrations across space and time of the world's expressions through music.

Other world musicians scheduled to perform include Bulgaria's most famous saxophone player **Yuri Yunakov**, French folk artists **Lo' Jo** and Nordic folk musicians **Garmarna**, all performing Saturday afternoon at the Monterey Custom House Plaza; a Saturday evening concert at the San Carlos Cathedral featuring medieval music ensemble **Altramar**; plus a Sunday afternoon concert also at the Plaza featuring the **Nigunim Trio** performing Hasidic-Jewish songs of devotion and praise, Islamic musician **Anouar Brahem** and West African artists **Tama**.

For tickets and more information (including detailed artist profiles) call 622-9595 or log onto www.montereyworldmusic.org.

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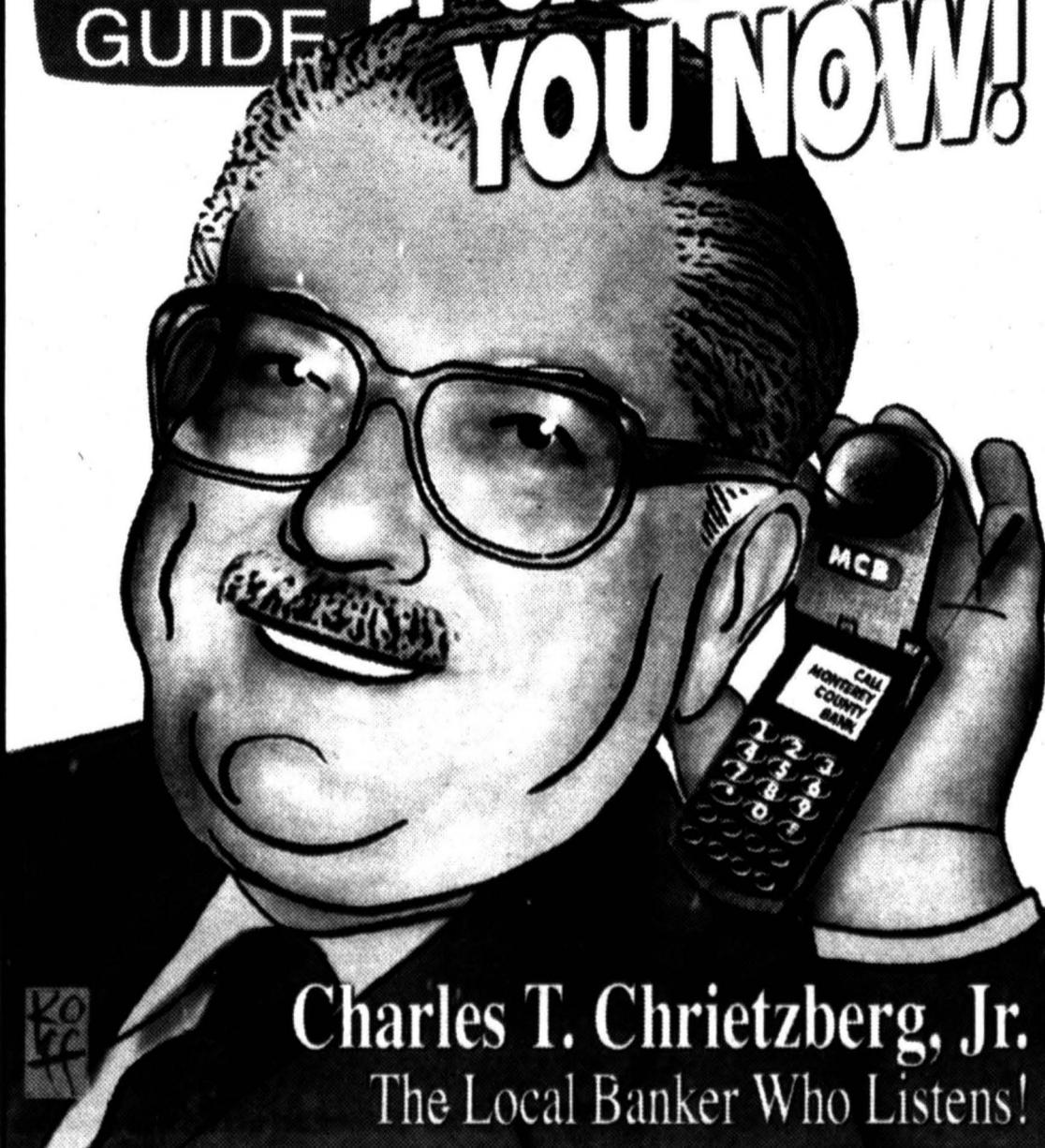
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MILESTONES

CAROLYN DINSMORE BULL BERMAN, wife of Alden R. Berman of Del Mesa, Carmel, died of cancer Sunday, Sept. 1 at Hospice House in Monterey. She was 83.



Born in the Edgewater Beach Hotel in Chicago, she was the daughter of the late Edwin and Grace Watson Bull.

Mrs. Berman was active in many civic and cultural organizations. As a young woman in Phoenix, Ariz., she modeled professionally for Goldwaters Department Store and Arizona Trailways Magazine and was known as "The Girl of the Golden West."

Following their marriage in 1945, the Bermans lived for a number of years in Buffalo, N.Y. where she was public relations chair of the Buffalo Philharmonic Orchestra and president of the Buffalo chapter of the American Red Cross where she was named Volunteer of the Year.

The couple later moved to Anchorage, Ky. where Mrs. Berman was named a Kentucky Colonel and then to Wayzata, Minn. where she became involved in art circles. She recently was honored by the

Minnetonka Art Center, which she co-founded and also served as president.

Originally winter residents of Carmel, the Bermans moved here full time in 1994. In Carmel, Mrs. Berman was an active member of the Historic Garden League and the Monterey Peninsula Committee of the National Society of the Colonial Dames in California. She also served on the board of directors of Del Mesa.

Besides her husband, she leaves a daughter, Deborah, and a granddaughter, Katrina, both of Fort Lauderdale, Fla.

A memorial service will be held at 10:30 a.m. Saturday, Sept. 7, in the Church in the Forest in Pebble Beach.

Contributions may be made in her name to the SPCA or the local Hospice.

ANNE BROWN TRIVITTE, 54, died Sept. 3 in San Jose as the result of a motorcycle accident. She was born in Bremerton, Wash. and has been a Carmel resident since the age of 7.

Mrs. Trivette was a 1966 graduate of Carmel High School and attended Monterey Peninsula College. She was an executive secretary with the Northern California Golf Association for 16 years.

Mrs. Trivette was an accomplished actress, appearing in more than 30 plays at



many local venues, including Sunset Center, Monterey Peninsula College, Circle Theatre, California's First Theater and the Studio Theater/Restaurant. She loved many outdoor activities including hiking, camping, skydiving and riding motorcycles. She also enjoyed knitting, crocheting, cooking and home interior design.

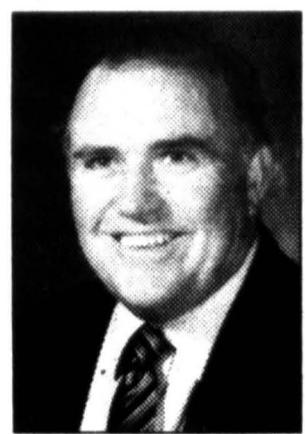
Survivors include her son, Hobie Hunter Trivette of San Diego; brother James of Carmel; her sister, Olivia McFadin of Cambria and her parents, Tom and Georgia Brown of Carmel.

Friends are invited to a **celebration of Anne's life** at 2 p.m. Saturday, Sept. 7 at All Saints' Episcopal Church in Carmel.

Thirty-year Monterey Peninsula resident **DON CURLEY**, died Aug. 29 at age 69. A **celebration of his life** will begin at 1:30 p.m. Saturday, Sept. 7 in the gymnasium at Pacific Grove High School.

The professional life of Mr. Curley was devoted to the education and well being of children. Initially a high school English teacher and P.E. coach, he later moved into administration, eventually becoming principal of Pacific Grove High in 1972. After 12 years of leadership there, he became assistant superintendent of schools.

Donations are suggested to the Don Curley Foundation, c/o Wells Fargo Bank, 1160 Forest Ave., Pacific Grove, 93950.



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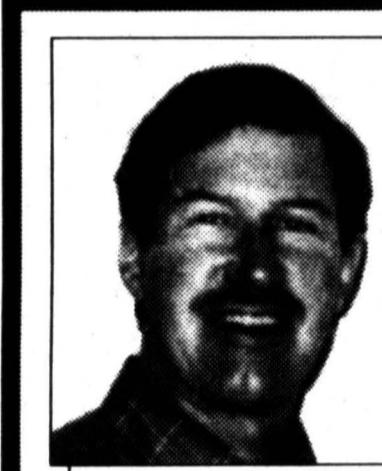
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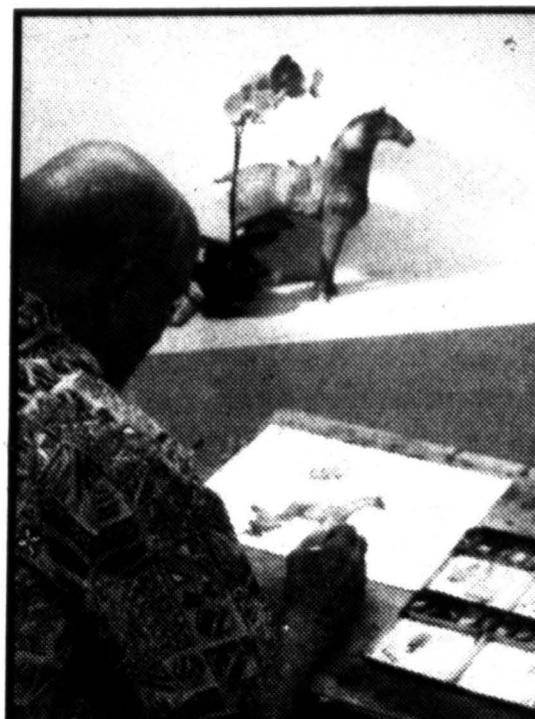
City of Carmel • The Regular Meeting
September 10, 2002 • Tuesday • 3:30 PM Open Session
Broadcast date: Sunday, Sept. 15, 2002 • 8:00 a.m., KMST Channel 26
www.carmelcalifornia.com

City Hall - East side of Monte Verde Street between Ocean and Seventh Avenues

- I. Call to Order
- II. Roll Call
- III. In Remembrance of September 11, 2001 - Father Carl Hansen, All Saints Church
- IV. Pledge of Allegiance
- V. Announcements from Closed Session, from City Council Members and the City Administrator
 - A. Announcements from Closed Session
 - B. Announcements from City Council representatives on outside agencies
 - C. Announcements from the City Administrator
 - Receive report from Police Chief Rawson regarding transportation of arrestees to county jail.
 - Receive report from Fire Chief Reade regarding Lyme Disease, West Nile Disease and Rabies.
 - Receive report on Pay and Display Parking Program Demonstration.
- VI. Appearances
- VII. Consent Calendar
 - A. Ratify the minutes for the meetings of July 25, August 5, 6 and 8, 2002.
 - B. Ratify the bills paid for the month of August.
 - C. Adopt Resolution No. 2002-100 amending the Conflict of Interest Code.
 - D. Adopt Resolution No. 2002-101 approving the annual use of \$2,500 in SB 332 Beverage Container Redemption Fee Grant Funds for the Monterey Regional Waste Management District Anti-litter Campaign, and \$2,500 for the acquisition of recycling containers.
 - E. Adopt Resolution No. 2002-104 adopting the Disadvantaged Business Enterprise Goal for Federal-Aid Highway Funds in Federal Year 2003.
 - F. Adopt Resolution No. 2002-105 authorizing an allocation of \$13,500 to the Carmel Youth Center.
 - G. Adopt Resolution No. 2002-107 authorizing the use of Devendorf Park, the closure of Mission Street between Sixth and Ocean Avenues during the hours of 8:00 A.M. to 5:00 P.M. on Saturday, September 21, 2002 for the "Dancekids Goes to China" fundraiser and denying the request for waiver of fees.
 - H. Adopt Resolution No. 2002-106 amending Policy C99-05 increasing named gift opportunities for the Campaign for Sunset.
 - I. Public Hearings
 - A. Consideration of an appeal of a Design Review Board decision denying a Commercial Design Review application to raise the height of an approved two-unit condominium development located on the east side of Mission Street between Fourth and Fifth Avenues in the Multifamily Residential (R-4) Land Use District. The appellant is Larry Feiner. CONTINUED FROM AUGUST 6, 2002. THIS APPEAL HAS BEEN WITHDRAWN BY THE APPLICANT.
 - B. Consideration of an appeal of a Planning Commission decision to deny a request to transfer water from the City's unallocated reserve to the Residential District and to a vacant private parcel in the R-1 District. The property location is the southwest corner of Casanova and Tenth Avenue. The appellant is Jeff Britton.
 - C. Consideration of Resolution 2002-108 extending the term of the Carmel-Marina Corporation's ten year contract by an additional five years and approving a rate adjustment for new trash and commingled recycle collection services for residential customers and adding mandatory commingled recycle collection service for commercial customers as is required of all residential customers.
 - D. Consideration of Ordinance No. 2002-07 creating and establishing a Carmel-by-the-Sea Art Board and amending Municipal Code Chapter 2.28.060(A)(C)(E)(F)(H) and (K).
 - X. Ordinances
 - A. Consideration of Ordinance No. 2002-03 amending Municipal Code Section 17.08.100(E) (Wireless Communications Facilities Monitoring) which would eliminate subsection (1) that requires annual field strength testing. (Second Reading)
 - XI. Orders of Council
 - A. Adopt Resolution No. 2002-103 approving an annual Vehicle Replacement Schedule.
 - B. Receive report from staff regarding the funding, mailing and drafting of the City newsletter, and to provide policy direction.
 - C. Consideration of Resolution No. 2002-109 authorizing the expenditure of \$10,000 from the Capital Improvement Reserve Fund No. 13-24013 for the design of modifications to the Corporation Yard wash rack.
 - D. Consideration of appointments/reappointments to the Community Activities and Recreation Commission (3), Community Traffic Safety Commission (5), Harrison Memorial Library Board of Trustees (1) and Planning Commission (1).
 - E. Scheduling of future Council meetings - please bring your date books.
 - XII. Resolutions - See Consent Calendar
 - XIII. Adjournment

The next meeting of the City Council will be held in the City Hall Council Chambers are scheduled for:
THE REGULAR MEETING • Tuesday, October 1, 2002 • 3:30 p.m. • City Hall Council Chambers

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PLAN B

From page 1A

Peninsula, I think Plan B is perfect," Thomas said.

But if an affordable, reliable water supply is really the goal, Thomas said opting for a regional approach to water makes much more sense.

"Salinas Valley, Marina, Fort Ord, Watsonville — everybody wants more water," he said. "And if they worked together, I'm sure they could put together an economically sound plan."

He suggested purchasing water from state or federal systems such as the Central Valley Water Project which delivers water from the Sacramento River to the San Joaquin Valley.

"That's the practical engineer's approach: what's best for less."

But Pat Bernardi, a Carmel River Dam supporter whose group, Residents Water Committee, joined the fight against Cal-Am's river pumping in 1989, said tapping into state water is not an option.

"When I hear someone start talking about getting water out of the Central Valley Water Project, I think, 'Yeah, and the moon is made out of green cheese, too,'" she said. "That's never going to happen."

That method could fail to provide water during drought — a drawback Thomas also acknowledged. And the Central Valley water is already committed to other users, Bernardi said. When Monterey County had a chance to tap into the state's new reservoir on Pacheco Pass back in the 1960s, it opted out because it didn't need water at \$13 per acre-foot, according to Bernardi. According to the PUC, water from the desal plant would run more than \$1,900 per acre-foot.

Thomas, who speculated

that the county declined the offer of water from the Central Valley project because it would result in growth, said no one has recently discussed using state water.

"They say the water's already spoken for, so they really haven't seriously approached the many options the Central Valley water supply has to offer."

Bernardi called Plan B "intriguing," but said it might be easier to pull off if the Moss Landing desalination plant is enlarged from 9 million gallons per day to 15 mgd in order to solve more communities' water problems. Getting more users involved — such as Santa Cruz County, Ft. Ord, Marina and others outside the Monterey Peninsula Water Management District — could help spread out the monetary and environmental costs.

"I'm not talking about water for growth here, but about other people elsewhere picking up a share," she said. "Because of the location, you have a lot of options."

While Plan B relies on desal to provide almost 90 percent of the 10,730 acre-feet currently pumped illegally from the Carmel River, pumping surplus river water to Seaside and storing it underground for later use during dry months would make up the balance. Earlier suggestions to seek more river water rights and use reclamation were deemed infeasible by the Plan B consultant, EDAW.

The California Department of Parks and Recreation, also one of the original filers that led to Order 95-10, has not weighed in on Plan B and is unlikely to, according to resource planner Ken Gray.

"The state water board and the water management district and the political leaders in the community are the key players on that," he said. "We're just generally supportive of trying to come up with a solution to improve the habitat quality in the river."

State parks is already working on its habitat restoration project at the Carmel River Lagoon, and expects construction to be finished next summer, according to Gray.

As those among the first to complain that Cal-Am was pumping water from Carmel River that it didn't actually own, Thomas and Bernardi disagree on the effectiveness of the state water board's Order 95-10. The order required Cal-Am to reduce its pumping from the river and make its supply legal, or face penalties.

"We never did like 95-10 — it was too wimpy," Thomas said. "It didn't do anything. The only reason the state slapped Cal-Am on the hand was it was trying to force the public into buying a dam."

Bernardi said she thinks the state board believed a solution was in sight when it ruled that Cal-Am had to legalize its water supply.

"The vote on the dam was in November 1995 [four months after the order was signed] and I think they got sort of blindsided when that didn't go," she said.

But it hasn't been a completely wasted exercise, Bernardi said. The order required a cut in use by 20 percent — a number that has been achieved and maintained.



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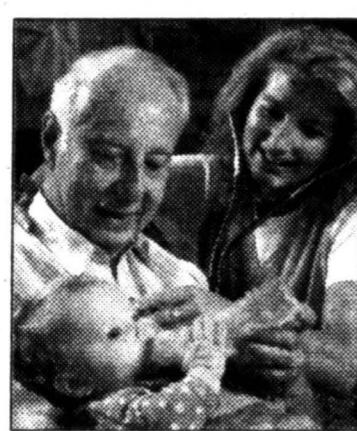
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by Margot Petit Nichols

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She dotes on the beach, even though she was washed out to sea last year from a bedrock promontory that reveals itself every so often when our beach sand is sucked away during winter storms. Sugar was standing there, gazing out to sea, when a huge wave engulfed the promontory and carried little Sugar into the briny deep.

Mom Kirsten was horrified. She cried out to Sugar — who kept disappearing before her very eyes — paddling like crazy, trying to swim back to the promontory. She made no headway in the high surf, so Mom plunged in after her and managed to get her ashore; Sugar's usually fluffy fur was plastered down, but her smile was still there.

When Mom told of their not-so-excellent scary adventure when they reached home, Dad was horrified and said he would take out an insurance policy for Mom right away if she intended to do dangerous things like that, but Sugar's big sisters, Lauren, 12, and Whitney, 15, thought Mom was a heroine, and



hugged Sugar even more than usual.

Sugar has a fine collection of small, stuffed animals, but frequently, when no one's looking and if Lauren isn't in her room, Sugar sneaks in and steals a stuffed toy, tucking it in her doggie bed with her own collection. During the evening, she'll find hiding places all over the house for these little animals, worriedly placing them out of sight, just in case there are any other sneak thieves about.

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OPINION

Editorial

Mayors vs. the water board

THE MAYORS of the six Peninsula cities are all democratically elected and presumably do what they think is best for their constituents. Without exception these mayors — from Carmel, Pacific Grove, Monterey, Sand City, Del Rey Oaks and Seaside — believe there should be water available for a modest amount of new development in their cities. Not for big new subdivisions, or blocks of apartments, or shopping centers, but for a bit of new housing (some of it affordable), for add-on bathrooms for growing families and for the occasional business expansion.

In stark contrast to the mayors' position, most members of the Board of Directors of the Monterey Peninsula Water Management District are diehard in their belief that no water should be available for new development — possibly not ever and certainly not until the "overdraft" of the Carmel River is eliminated. These directors are also democratically elected and presumably do what they think the people want them to.

How can two groups of elected officials with essentially the same constituencies reach the opposite conclusion about what the people want?

Voters in the City of Monterey, for example, have given Dan Albert eight terms as mayor, often electing him by a large majority. Albert, who is one of Monterey County's most respected political leaders, has been one of the biggest critics of the water district and its "no water" policies.

But the City of Monterey also picked Molly Erickson as its representative on the water board, where she is a leader of the "no water" faction.

What gives? Are the people of Monterey schizophrenic?

The answer lies in the scheduling of elections for city offices and for the water board. In Monterey, municipal elections take place in November of even-numbered years — which means they coincide with national and state races for President, Governor, U.S. Senators and Congressmen. In those years, turnout is high and the majority speaks clearly. Dan Albert was last reelected in November 2000, in an election that coincided with George Bush vs. Al Gore.

Erickson, on the other hand, was elected in November 1999 — an off year when hardly anything else was on the ballot. Turnout in such elections is usually low.

It is axiomatic among political consultants that extremists have more clout in off years. Being passionate about their pet cause, they turn out in large numbers to support their favorite candidates, even with nothing else on the ballot, while ordinary citizens tend to stay home when they're not picking a president or a governor.

How dramatic is the effect?

Molly Erickson rode into office with just 1,388 votes, in an election which had a turnout of 41 percent.

Dan Albert, on the other hand, got 6,931 votes last time he ran for mayor, when the turnout was more than 77 percent.

If common sense is to be restored to the water board, the first thing that has to be done is move its elections to a time when more people will go to the polls.

BATES



"Whadaya mean you caught your heel on a tree root in Carmel-by-the-Sea?"

Letters to the Editor

Lagoon debate continues

Dear Editor,

The steelhead association's Roy Thomas knows the habits of the young trout in the Carmel River Lagoon, but his Pine Cone letter of Aug. 16 reveals he is ignorant of what happens when the pent up waters of the flooded lagoon burst naturally through the high beach barrier. That is not surprising, since there has not been a natural opening of the high barrier in 20 years.

Roy should know there is no difference in the sudden almost total emptying of the lagoon after a natural opening and one by bulldozer. All the dire effects on young fish he relates to a bulldozer opening would occur after a natural one, too. Consider the history:

In Nov. 1982, there were torrential rains, and the level of the water in the lagoon was a foot below my rear patio and rising. I called the office of the then-supervisor and a woman told me they were trying to locate a bulldozer and she thought they had found one at King City.

Meanwhile, a woman living on 16th Avenue remembered how her father used to

say that when the lagoon waters were high the residents would go over and open the sand barrier themselves. A male friend agreed to go with her.

The next day a ranger on the beach told me what happened next. On top of the sand barrier the lagoon waters were at the brink and ready to spill over any minute.

The resident pair, he said, made a crease in the sand, and the water started to flow. In no time the water was tearing a larger channel, and within minutes there was a chasm with the water rushing through like an express train. A few hours later the lagoon was empty except for water in low places.

A meeting of residents and county officials was held at River School and there was criticism of officials for failing to act. Each year thereafter county public works has opened the beach barrier by bulldozer in a timely way.

Roy Thomas in his letter exaggerates that after the release "the lagoon is reduced to mud flats." He refers to a limited area, but the lagoon stretches a half-mile in both width and length and the lush green beauty shines after the waters are gone. There are wide basins, three or four feet deep, in which the reeds with their dull-gold tops stand tall. Flat areas covered with a deep green mat of springy growth spread wide.

See LETTERS next page

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The Carmel Pine Cone

www.carmelpinecone.com

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PARKING

From page 1A

dow cleaning. "It's not going to work for commercial vehicles."

A few other Ocean Avenue business people who ventured out to check out the machines were skeptical. "I'm not real crazy about having it in front of our store," said Jim Genome of Greenwich Time.

If the city decides it likes the paid parking program, the kiosks (which would be installed throughout downtown) could bring in a net of \$1 million annually. But city leaders want to hear what the public thinks about the machines before making a decision.

The international company SchlumbergerSema is providing the demonstration of its "pay and display" parking system to the city for free. Installers came down from Portland, Ore., where they have been putting in several hundred machines.

The parking system would utilize one or two parking kiosks on each downtown block. Drivers would buy the time they need to park and put the parking receipt on their dash-

board as proof.

Documents will be on hand from 10 a.m. to 3 p.m. Sept. 9 through Sept. 13 at the Ocean Avenue and San Carlos Street locations to show people how to use the parking machines.

"This will allow people to see for themselves how they work and give them a try instead of hypothesizing how they look," said Carmel Mayor Sue McCloud.

The Carmel City Council will hold a public workshop in mid-October to find out how the town feels about the parking system. The Carmel Planning Commission is scheduled to hold a hearing on the proposed new plan at 4:30 p.m. Sept. 11.

Paid parking is an idea that has been kicked around for the last 20 years. Most recently, a city-appointed committee spent four years studying various paid parking proposals and recommended the pay-and-display system, used in eight other American cities, because it was less obtrusive than parking meters.

The proposed parking plan would call for 400 parking spaces close to the business district to be set aside for employees — who would purchase a permit to park there.

In addition, residents who buy a special, long-term parking permit would be allowed to park anywhere in the commercial district and not have to deal with the parking kiosks.

After years of talking about paid parking, it appears that the moment of truth is here.

"So much time and energy has been spent on this idea that it would be foolhardy not to carry it through to the thumbs-up or thumbs-down," said McCloud.

LETTERS

From page 22A

Roy favors the proposed wall of rusted steel panels in the lagoon that would certainly be an eyesore. He states, incorrectly, it "would allow the river to open to the north or south" and "natural breaching would then occur ... with light to moderate river flow rarely flushing the lagoon." He should know that the movement of the river mouth he describes occurs only *after* the high barrier has been breached and the beach rebuilds at a lower level. And there is neither light nor moderate flow when the lagoon releases naturally over the high barrier, tearing down the sand as effectively as any bulldozer.

Heavy equipment wallowing around in the lagoon placing metal panels would be a disaster, destroying the beauty that makes the lagoon a scenic treasure. Obviously a continued opening of the lagoon by bulldozer is the ecologically wise way to go.

Howard Skidmore, Carmel

How the ADA works

Dear Editor,

Last March a friend of mine sent me an editorial that appeared in the Pine Cone and tried to make the Americans with Disabilities Act (ADA) seem like something from Alice Through the Looking Glass. In that column, the writer compared enforcement of the ADA to capricious enforcement of driving laws, where anyone can set themselves up as the enforcer of those laws. Nothing could be further from the truth and, as an advocate for people with disabilities, I wish to attempt to set the record straight as to how the ADA is supposed to work.

All you have to do is look at American history and you will see that we have historically discriminated against people with disabilities.

See LETTERS on page 8 of the Real Estate section

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CITY OF CARMEL-BY-THE-SEA



Proposed Pay and Display Parking Management Program Demonstration

Come One! Come All!

Come and see the pay stations and learn how to use them, September 9 through 13, 2002, between 10 a.m. and 3 p.m. The City of Carmel-by-the-Sea will conduct a demonstration of the actual pay station and signage to be used in the Commercial District should the City Council adopt a Pay and Display Parking Management Program.

Demonstration Locations:

- Ocean Avenue (both sides) between Dolores and San Carlos
- San Carlos (both sides) between Ocean and 7th Avenues

Goal of the Program:

The Pay and Display Parking Program is designed to increase the amount of available parking in the downtown area while also providing substantial revenue to the City.

Improving the turnover in parking spaces will reduce congestion and improve air quality because motorists would not have to continually circle the downtown area searching for a place to park.

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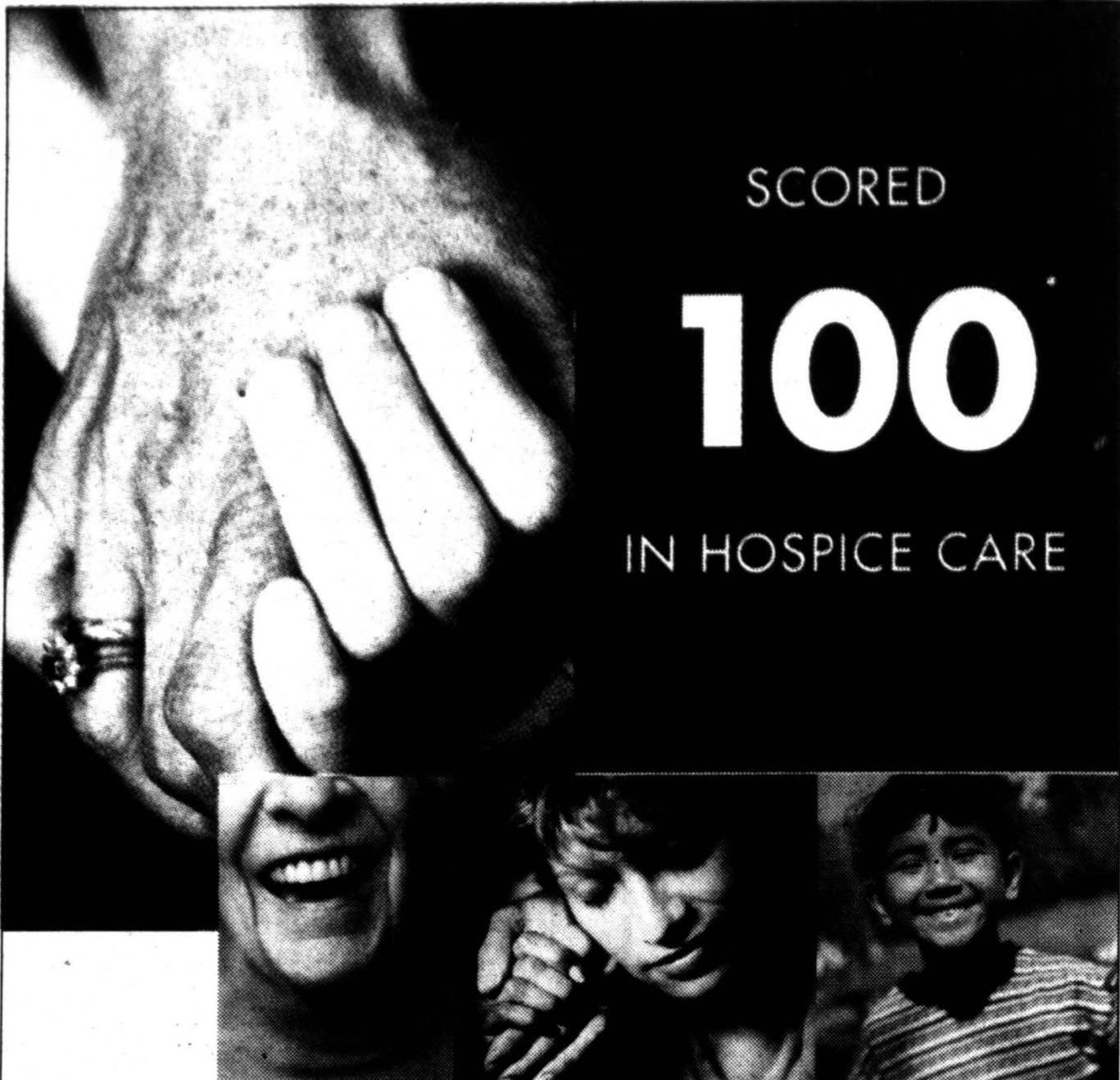
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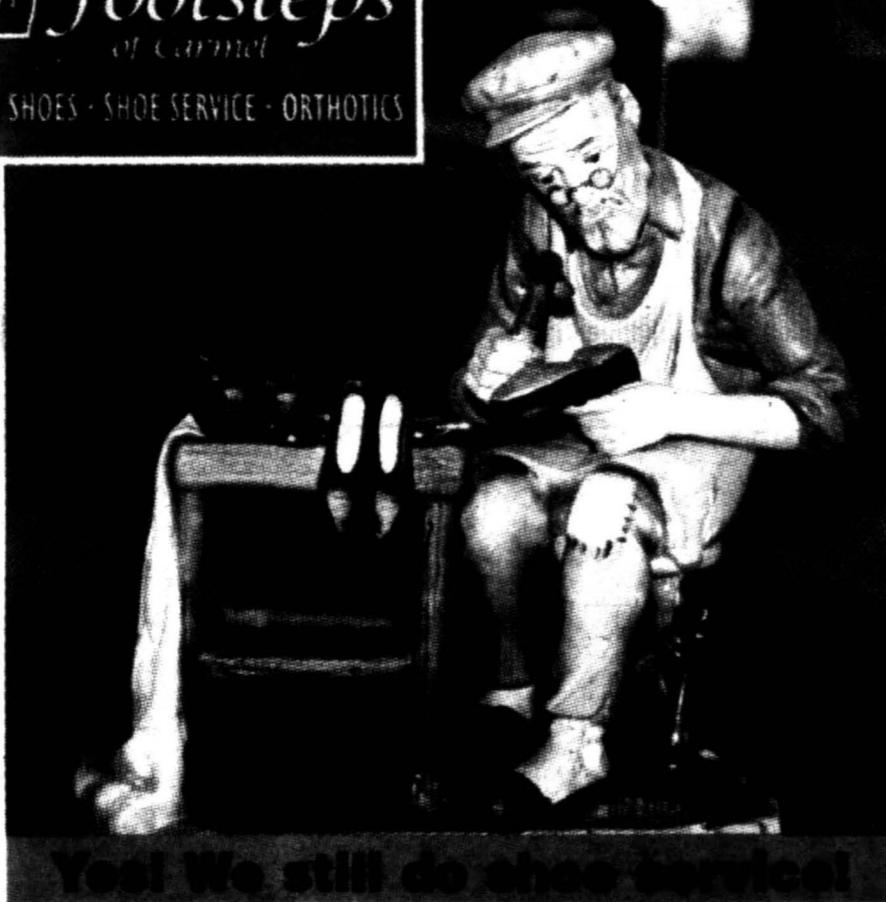
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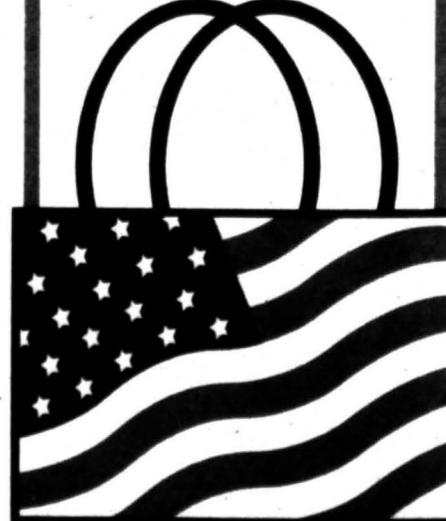
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SECTION B ■ September 6 - 12, 2002

More than 130 Open Houses this weekend!

The Carmel Pine Cone



- **Fake vines have to go, design board says**
- **Rickety wooden stairs to be replaced at Carmel Beach**



- **This week's cover home, located in Carmel, is presented by Judith Profeta of Alain Pinel Realtors (see page 2B)**

ALAIN PINEL
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About the Cover

The Carmel Pine Cone

Real Estate

September 6-12, 2002



ONCarmel Beach

This is a rare opportunity to acquire one of the very few homes actually located on Carmel Beach! Offering sweeping views from Point Lobos to Pebble Beach and across the vast Pacific, this 2 bedroom, 2 bath residence has been recently remodeled and presides proudly over the shining sands, spectacular surf and azure ocean of Carmel Bay.

~ Offered at \$6,950,000 ~



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REAL ESTATE

Home sales the week of August 18-24, 2002

CARMEL

539 Paseo Venadis \$980,000

Joseph M Tully III to Brad W Burchill

Lobos St 2nd SW 3rd Av \$1,088,500

Denise E Vidmar to William J & Ann W Moon

San Carlos St \$1,150,000

Anita Margaret Sabinske to Kirk S Schroeder

CARMEL - SOUTH COAST

201 Spindrift Rd 201 \$250,000

George & A Claire Deubel to Carole A Casteen

CARMEL VALLEY

110 Del Mesa Carmel \$550,000

Rudolf & Irmgard S Richter to Masahiko & Nagako Zaitzu

3 Rumsen Trace \$1,000,000

James D & Susan M Santy to J Michael & Beverly Poellot

4125 Canada Ct \$740,000

Irene M Coupe to Moises G & Rosa M Cruz

38 Hacienda Carmel \$280,000

Leopoldine Schulda to Karl W Kunz

75 Paso Hondo \$570,000

Robert Bruce Dini to Daniel J & Josefa Davi Nolan

4000 Rio Rd #74 \$485,000

Maureen M Davis to Zad & Laela Leavy

144 Hacienda Carmel \$315,000

Ursula C Swigart to Glenn M & Lois M Montgomery

PEBBLE BEACH

39 Ocean Pines \$595,000

Dennis R & Patricia K Albrecht to Bruce & Juliana H Yaung

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The Carmel Pine Cone
Real Estate Section

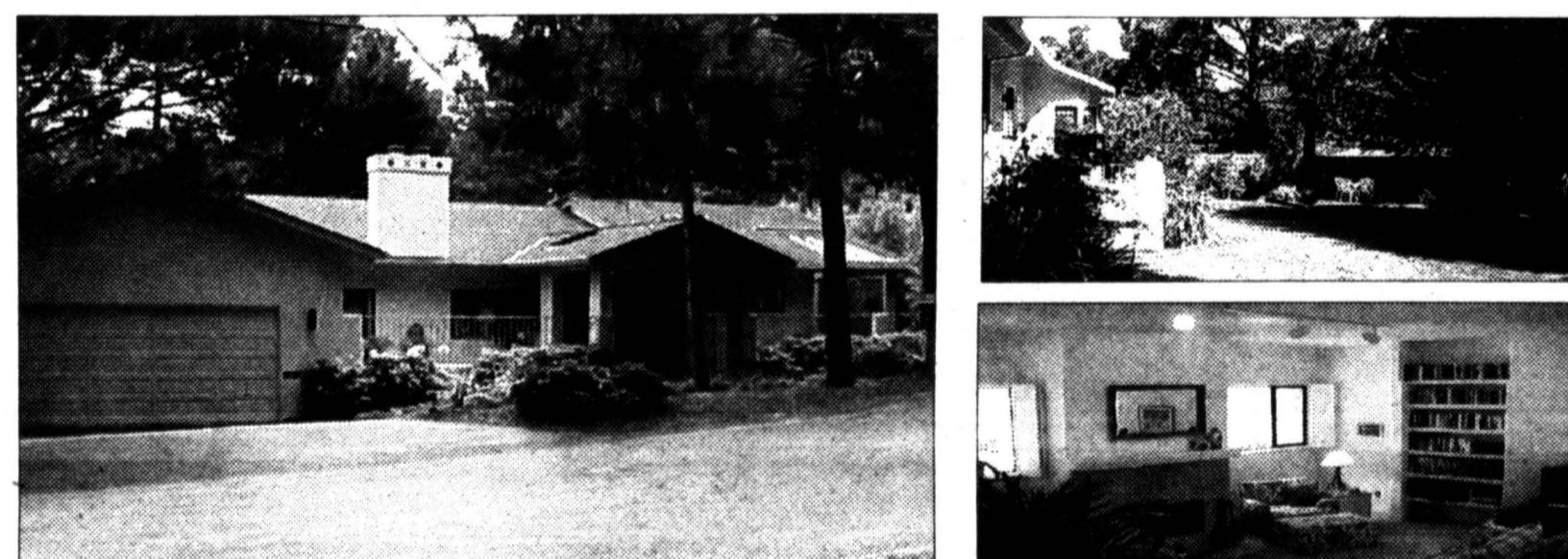
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\$2,250,000

PEBBLE BEACH Open Saturday 2 - 4 pm
1155 Lookout Drive

Located across the street from acres of greenbelt and sited on a spacious lot with a huge backyard, this 14 year young home offers a style and quality hard to compare. Loaded with light and volumes of ceiling height, there are formal dining and breakfast rooms, a sunny-side kitchen, formal entry and living room, all finished with fine plastered walls and saltillo tile floors.

\$1,075,000



Jamal Noorzoy 831.622.9903

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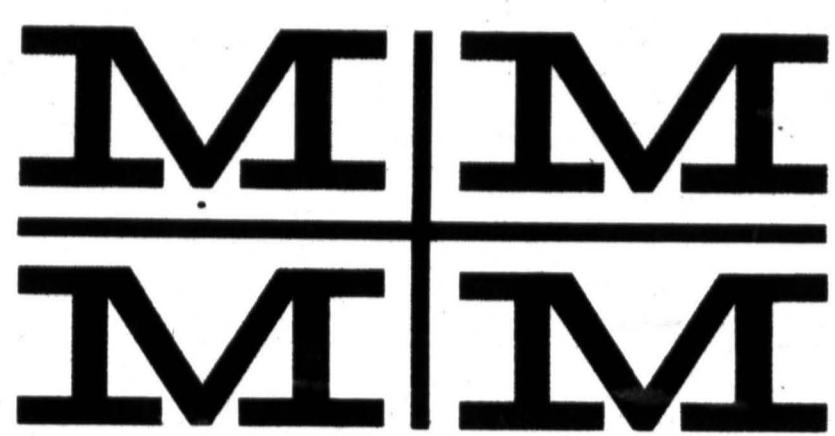
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CARMEL—Open the gate and walk down the aggregate path which leads you to this welcoming home. The slate entry opens to the spacious living room with brick fireplace and dining room that has an adjoining deck surrounded by trees for privacy. The kitchen looks out to the front patio and garden area. All of this on a slightly oversized corner lot just a hop, skip and jump to town.

\$895,000 **624-6482**

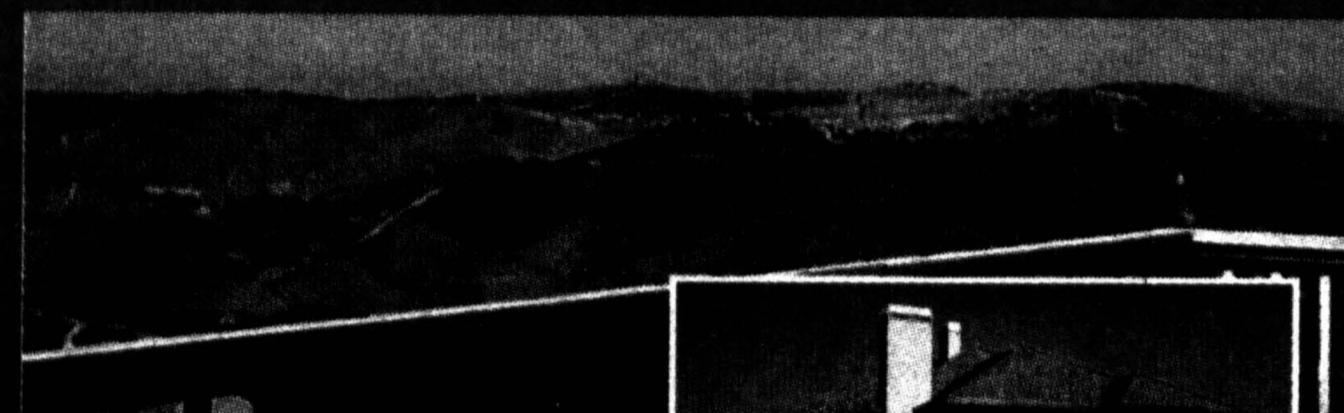


THE MITCHELL GROUP REAL ESTATE



CARMEL VALLEY—Truly spectacular and splashy! Open, soaring ceilings lead you into the great room of this three bedroom, two and one half bath home. There's a formal dining room, romantic master suite with fireplace, gourmet kitchen plus a bonus room. Beautiful black-bottom pool with waterfall and lovely gardens all in an amazing setting with breathtaking mountain and valley views. One of Alan Turpen's best designs!

\$1,699,000 **659-2267**



Monterey/Salinas Hwy

Within the gated neighborhood of Bay Ridge is this lovely four bedroom, two and one half bath home privately sited on almost nine acres. You're in heaven as you sit above the clouds and enjoy the dramatic mountain and valley views from just about every room. Fabulous master suite and huge family room complement the wonderful cook's kitchen. Beautiful tiled pool plus a three car garage!

\$1,800,000

646-2120



PACIFIC GROVE — Rarely available single-level end unit at The Glen, a security-gated condominium complex. This three bedroom, two bath home includes a living room with fireplace, high ceilings, inside laundry, a tranquil patio overlooking a stream, and a two-car garage. The complex includes a tennis court, and is just minutes from shops and restaurants.

\$535,000 **646-2120**



Carmel-by-the-Sea—Newly constructed, authentic shingled beach house located in Carmel's exclusive "golden rectangle". The single level three bedroom, two bath home is filled with Carmel charm details. French doors open to a garden patio and deck, soaring ceilings with hand-hewn beams, a stone fireplace, gourmet kitchen, skylights, hardwood floors, travertine baths, and so much more. Continuing the Dallas tradition...

\$2,295,000 **624-6482**



PACIFIC GROVE—Resting on three lots of record, this four bedroom, three and one half baths historic Pacific Grove redwood home has been lovingly maintained and is in excellent condition. From the warmth of the river rock fireplace in this timeless craftsman style home, one can sit back and watch the sailboats go by on the Monterey Bay. Property has its own well.

\$1,650,000

646-2120

\$2,257,500

624-0136

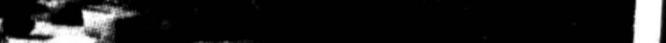


Pebble Beach

Classic lines and comfort describe this wonderful three bedroom, three and one half bath home with a separate one bedroom guest house in the Estates area, close to the Lodge. Open beam ceilings, gourmet kitchen, wine room, office, extensive patio and deck plus a spacious master suite with fireplace and ocean views. Separate exercise room that leads out to the garden and the free-form spa area.

\$4,295,000

624-0136



Carmel Valley

This five-year-old, four bedroom, four and one half bath, Carmel Valley Ranch home is located along the twelfth fairway and enjoys expansive golf course, mountains and valley views. Extensively upgraded throughout with hardwood and marble floors, maple cabinetry, air conditioning, custom lighting and window coverings and much more. Spacious decking on both levels adds to the outdoor living space. A unique Summit offering.

\$1,249,000

659-2267

CARMEL VALLEY—A portion of the Palo Corona Ranch, this extraordinary 650 acre parcel offers sweeping pastoral, mountain and ocean views. Accessed through the gates of the Santa Lucia Preserve over the paved Rancho San Carlos Road and including two parcels with rights to purchase Preserve Ranch and Golf Club memberships for each parcel, this property presents a unique opportunity to build the private retreat or compound of your dreams.

\$8,500,000

624-0136

Carmel-by-the-Sea—"Fallen Pine" A terrific vacation home or full time residence, with four bedrooms, two baths, living room, dining room and one car garage. Close to town in a quiet, woodsy location! Living room with soaring ceilings, fireplaces in living room and master bedroom, and a fabulous master bath. Updated kitchen with wet bar. Great deck for entertaining. A fun house!

\$1,395,000

624-6482

OPEN HOUSES

For a list of our Open Houses
this Weekend
Please turn to the Directory
on page 6B



PEBBLE BEACH—Beautifully maintained 3,600 sq. ft., three bedroom, three and one half bath home with many custom upgrades throughout. Offering a great floor plan with a separate dining room and family room, three fireplaces, maple hardwood floors, high ceilings, eat-in kitchen and views of the mountains and city lights. Priced below its replacement cost ... A real value!

\$1,350,000

624-0136

PACIFIC GROVE—Outstanding property offers two houses on a landscaped 1/3 acre lot. Main house has two bedrooms, two baths, family room, fireplace and a two-car garage. The second house has one bedroom, one bath, living room with fireplace, full kitchen and inside laundry. Separate water, gas and electric meters. Three large decks to enjoy the beautiful garden setting. Stroll to Asilomar beach and Spanish Bay.

\$865,000

646-2120

OFFICE LOCATIONS

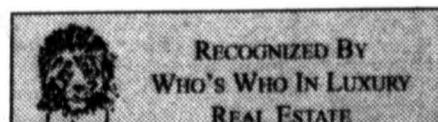
Dolores at 7th, Carmel-by-the-Sea
624-0136

Dolores, South of 7th, Carmel-by-the-Sea
624-6482

200 Clocktower Place, Suite #100D, Carmel
624-1566

312 W. Carmel Valley Road, Carmel Valley
659-2267

1157 Forest Avenue, Pacific Grove
646-2120



DESIGN BOARD THROWS OUT SPRAYS OF FAKE FLOWERS

PINE CONE STAFF REPORT

WITHOUT a fight, shopkeeper Herb Beckett agreed to take down the plastic vines and silk flowers he had used to adorn his Dolores Street store windows after the Carmel Design Review Board Aug. 28 denied his request to keep them.



BONAFIDE PROPERTIES
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Hosted by: Michael F Bona, Broker 601-2263

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Michael F Bona, Broker 601-2263

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'The only discussion was the fact that the design review board appreciated the proprietor had a desire to improve the look of the property, but felt it was out of character. Their opportunity for expression is really inside the store.'

— Chip Rerig

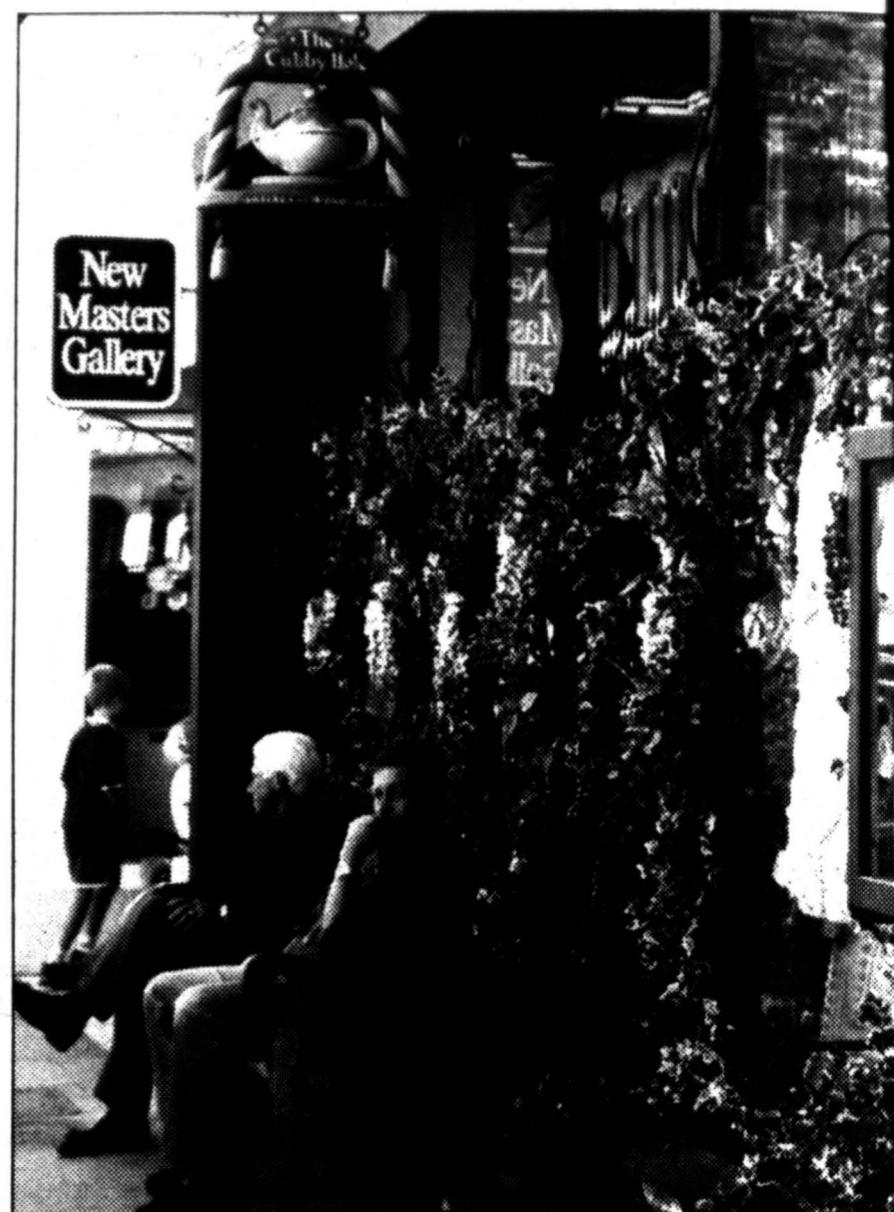
look of the property, but felt it was out of character," senior planner Chip Rerig said after the meeting. "Their opportunity for expression is really inside the store."

This week, the store owner removed the fabric leaves and flowers, leaving only the brown branch-like structure lining the window frames.

Code enforcement officer David Wright told the board the faux foliage outside The Cubby Hole was an "unnecessary and unsightly design element used primarily as a notice-attracting feature visible from the public right of way."

He said the plastic flowers and vines were "incompatible with the city's traditional village character" — a violation of the Carmel General Plan.

"The only discussion was the fact that the design review board appreciated the proprietor had a desire to improve the



PHOTO/MARY BROWNFIELD

The City of Carmel adores the real thing, but fake flowers and vines have no place outside a downtown shop, the design review board decided Aug. 28. The faux foliage was taken down this week.

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Monterey County Bank 649-4600	7.00	7.05	0.00	7.25	7.30	0.00	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A

All Rates have been supplied by the lenders prior to publication, are subject to change, and do not constitute a commitment to lend.

Stairway to nowhere may find its way to the beach

By TAMARA GRIPPI

THE CITY of Carmel is gathering bids to rebuild the lower half of the Scenic Road stairway at Martin Way, which washed away in the 2000 storms. City administrator Rich Guillen said the Carmel City Council will have the opportunity to award the bid at an upcoming meeting.

The city expects the repair of the wooden stairway will cost around \$20,000, according to Guillen. By contrast, the lowest bid to replace the 12th Avenue stairway with new concrete steps came in at \$340,000 and was rejected by the council as too expensive last April.

Some council members, including Mayor Sue McCloud, have argued that replacing the Martin Way staircase — which has been closed to the public because of the abrupt drop-off where the lower flight

of stairs used to be — is a much more urgent project than the 12th Avenue stairs, which have been damaged over the years



PHOTO/TAMARA GRIPPI

The lower half of this Scenic Road stairway, just south of Martin Way, washed away in the 2000 storms and has yet to be replaced.

but are still in place.

The mayor contends that without the convenience of the stairway, people some-

times take unsafe shortcuts down to the beach.

"One man jumped off the cliff and broke both his legs," McCloud said. "And just a couple weeks ago, I saw a couple jump off the other side of the cliff. People will do those things even though the sign says, 'closed.'

Guillen believes the stairway to nowhere is a liability for the city. "We have a warning to avoid it, but people are still going to

want to use it. We should eliminate that potential liability for the city."

Once approved, the work to replace the lower half of the stairway should take between three to four weeks, Guillen said.

"I want it done before the winter sets in," he said.

The project will likely be on the council's agenda at a special meeting in September or at the regular meeting in October.

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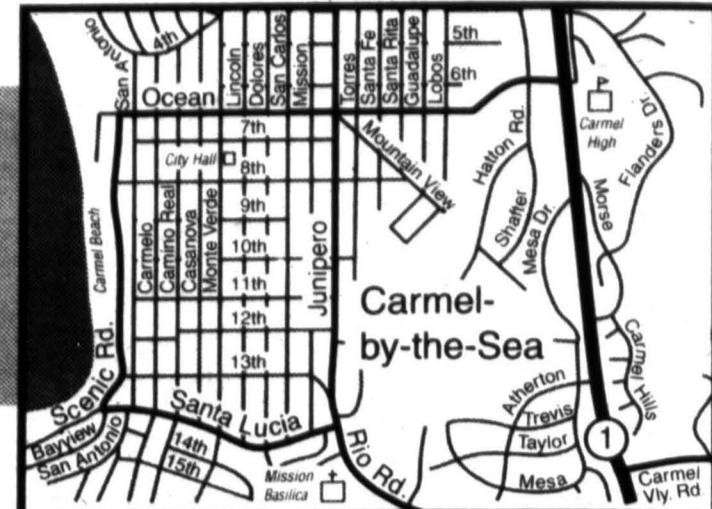
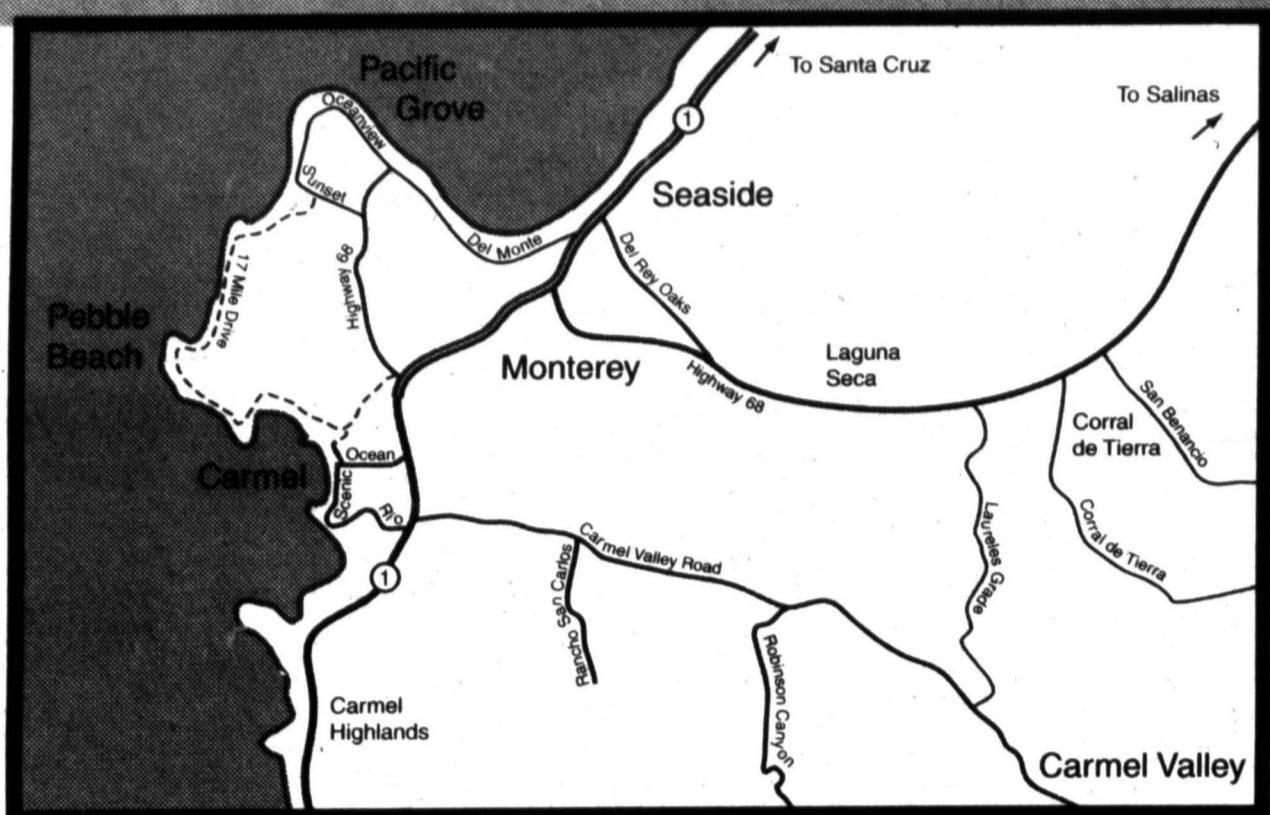
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Coldwell Banker Del Monte		
\$690,000	1bd 1ba	Sa 1-3
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Fouratt-Simmons		
\$695,000	2bd 2ba	Sa 2-4
Santa Fe 4 NE of 2nd	Carmel	626-2222
Coldwell Banker Del Monte		
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The Mitchell Group		
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Guadalupe 2 NW of 2nd	Carmel	626-2221
Coldwell Banker Del Monte		
\$949,000	2bd 2ba	Sa & Su 2-4
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Coldwell Banker Del Monte		
\$959,000	4bd 3ba	Sa & Su 1-4
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Mission 3 NW 4th	Carmel	624-0136
The Mitchell Group		
\$979,000	2bd 2ba	Sa & Su 1-4
Vizcaino 3NW Flanders	Carmel	626-5045
Burchell House Properties		
\$989,000	2bd 2ba	Sa 10-1
NW Cor Santa Fe & 8th	Carmel	622-1040
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\$1,200,000	2bd 2ba	Sa & Su 2-4
San Carlos 2 NE First	Carmel	624-3829
Fouratt-Simmons		
\$1,225,000	4bd 2ba	Sa 1-3
San Carlos 4 SE of Alta	Carmel	624-0136
The Mitchell Group		
\$1,259,000	3bd 2ba	Sa 1-4 Su 2-4
24304 San Juan	Carmel	622-1040
Alain Pinel Realtors		
\$1,299,000	3bd 2ba	Sa 2-5 Su 2-4
SE Corner Guadalupe & 4th	Carmel	624-0136
The Mitchell Group		
\$1,395,000	3bd 3ba	Sa 1-2 Su 2-4
2935 Ribera Rd	Carmel	626-2221
Coldwell Banker Del Monte		
\$1,490,000	3bd 2.5ba	Sa 1-3
4 SW of Mission & 10th	Carmel	626-5045
Burchell House Properties		
\$1,495,000	3bd 2ba	Su 2-4
San Carlos 2 NE of Vista	Carmel	626-2222
Coldwell Banker Del Monte		
\$1,495,000	3bd 3ba	Sa 11-2
24660 Cabrillo	Carmel	622-1040
Alain Pinel Realtors		
\$1,576,000	3bd 2ba	Su 11-1
Lobos 2 SE of 2nd (new const)	Carmel	626-2222
Coldwell Banker Del Monte		
\$1,695,000	5bd 4ba	Sa & Su 1-4
25000 Santa Fe	Carmel	601-2263
Bonafide Properties		
\$1,795,000	3bd 2ba	Sa Su 2-4
Mission 2 SW of 13th (new const)	Carmel	624-0136
The Mitchell Group		
\$1,890,000	3bd 3.5ba	Sa 3-5 Su 11-1
Vizcaino & 8th SW of Mt. View	Carmel	626-2222
Coldwell Banker Del Monte		
\$1,950,000	4bd 3ba	Su 2-4
4th Ave NE Cor of Guadalupe	Carmel	626-2221
Coldwell Banker Del Monte		
\$1,995,000	2bd 1ba	Sa 11-1
San Antonio NW Ocean	Carmel	626-2221
Coldwell Banker Del Monte		
\$2,250,000	3bd 3ba	Su 12-2
2513 San Antonio	Carmel	626-2226
Coldwell Banker Del Monte		
\$2,295,000	3bd 2ba	Sa Su 2-4
Lincoln & 12th SW Cor (new const)	Carmel	624-0136
The Mitchell Group		
\$2,300,000	4bd 4-ba	Sa 2-5
26162 Ladera	Carmel	622-1040
Alain Pinel Realtors		
\$2,375,000	2bd 2ba	Sa 2-4 Su 1-3
2448 Bayview Ave	Carmel	626-2223
Coldwell Banker Del Monte		
\$2,495,000	4bd 3ba	Su 11-4
26337 Carmelo Street	Carmel	624-0136
The Mitchell Group		
\$2,495,000	4bd 3ba	Sa 1:30-4
26337 Carmelo Street	Carmel	624-0136
The Mitchell Group		
\$2,695,000	3bd 3ba	Sa Su 2-3:30
3 NE Cor Carmelo & Ocean	Carmel	625-0500
John Saar Properties		
\$2,975,000	3bd 4ba	Sa 1-3 Su 2-4
NW Corner Casanova & 10th	Carmel	624-0136
The Mitchell Group		
\$3,495,000	5bd 4ba	Su 4:30-6:30
2807 14th Ave	Carmel	622-1040
Alain Pinel Realtors		
\$3,495,000	3bd 2.5ba	Sa 1-4
555 Aguajito	Carmel	622-1040
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\$2,895,000	4bd 4.5ba	Su 2-4
1071 Spyglass Woods Dr		Pebble Beach
Coldwell Banker Del Monte		626-2223
\$2,900,000	5bd 4ba	Su 2-4
978 Coral Dr		Pebble Beach
Coldwell Banker Del Monte		626-2222
\$2,950,000	4bd 4.5ba	Sa 2-4
1253 Portola Rd		Pebble Beach
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\$3,150,000	3bd 2ba	Su 2-4
3088 Hacienda Dr		Pebble Beach
Coldwell Banker Del Monte		626-2221
\$4,250,000	4bd 3ba+	Sa & Su 1-3
1452 Susan Way		Pebble Beach
Coldwell Banker Del Monte		626-2223

S. SALINAS

\$388,500	3bd 2ba	Su 1-3
446 Shelly Way		S Salinas
Coldwell Banker Del Monte		626-2221

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Offering two very large bedroom suites, this newly remodeled and expanded home also has a Gourmet kitchen, fireplace, expansive yard ~ and views of Fish Ranch & the mountains.

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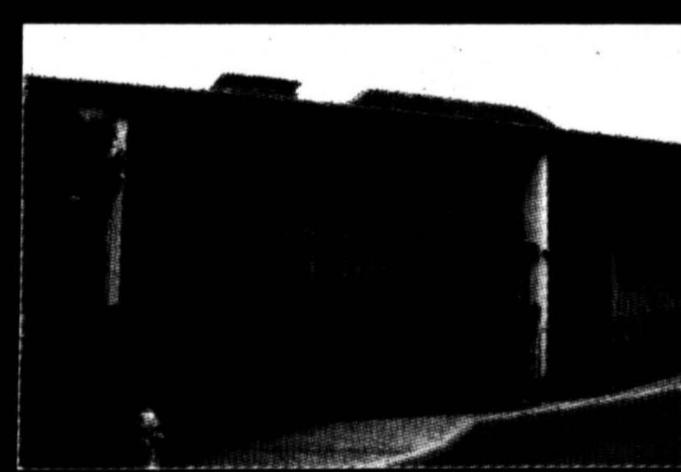


*G*RACIOUS *H*OME in

Carmel

Beautifully remodeled, this elegant single-story home offers Canyon and Ocean views. In addition to its own fireplace, the Master suite offers a private window-wrapped sitting area, spacious walk-in closet & relaxing bath w/forest views.

~ Offered at \$1,259,000 ~



*T*RANQUIL CONDO in

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This well-maintained end unit and 2-car garage are located in a lovely, tranquil complex surrounded by trees and yet just seconds from all the shops, galleries and restaurants of downtown Carmel-by-the-Sea.

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Carmel

On a large lot with some ocean views, this refined residence offers 2,423 sf of pure luxury, defined by the very finest of custom design and detail. Hardwood floors, 3 fireplaces, an octagonal dining room, ocean-view Master suite, and gracious gardens are but some of the exquisite elements that combine to create the perfect Carmel retreat.

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LETTERS

From page 23A

ple with disabilities and tried to keep them from participating in society. We've denied them education, hidden them in rooms and confined them to institutions. Look at how Franklin D. Roosevelt tried to hide the fact that he used a wheelchair. Look at the difficulty people with learning disabilities have had getting an adequate education. Or tell me how a blind person reads a ballot to elect officials, or a wheelchair user gets up steps to see the doctor or dentist.

It was in light of this unsavory history that, from the Civil Rights movement of the '60s, came a call for equal rights for people with disabilities. In 1990, the ADA became part of the legal code of the United States, thus protecting the civil rights of people with disabilities and leveling the playing field so people with disabilities would have an even chance to participate in American society. Unlike other civil rights statutes, however, the ADA would require businesses, governments and organizations to spend money in what was called "reasonable accommodations." In other words, we would have to change some of the ways our society does things in order to ensure people with disabilities have the same access that people without disabilities have. Door thresholds would have to be smoothed to allow wheelchair access. Stairs would need to be replaced with ramps and lifts. Curbs would need cuts through them for the mobility impaired. Think for a minute of all the changes that have come about in the way we do things that were originally an accommodation for people with disabilities. If you are still in doubt, then just check out the new voting machines that are coming our way, that have accessibility features that adapt to the needs of people with different types of disabilities.

Unfortunately, the ADA depended on the people to do what was right and the ONLY enforcement mechanism that

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PUBLIC NOTICES

FICTITIOUS BUSINESS NAME STATEMENT File No. 20021446. The following person(s) is/are doing business as: **ATHENE'S BODY EMERSION**, 406 Alvarado Street, Monterey, CA 93940. **SARA ALDAPE CHIANG**, 66 Calera Cyn. Rd., Salinas, CA 93908. This business is conducted by an individual. Registrant commenced to transact business under the fictitious business name listed above on July 11, 2002. (s) Sara Aldale Chiang. This statement was filed with the County Clerk of Monterey County on July 10, 2002. Publication dates: Aug. 16, 23, 30, Sept. 6, 2002. (PC 811)

FICTITIOUS BUSINESS NAME STATEMENT File No. 20021666. The following person(s) is/are doing business as: **CARMEL TRADING COMPANY**, 6 Su Vecina Court, Carmel, CA 93921. **JAY MICHAEL RASMUSSEN**, 17511 Holiday Dr., Morgan Hill, CA 95037. This business is conducted by an individual. Registrant commenced to transact business under the fictitious business name listed above on April 1, 2002. (s) Jay Rasmussen. This statement was filed with the County Clerk of Monterey County on Aug. 8, 2002. Publication dates: Aug. 16, 23, 30, Sept. 6, 2002. (PC 812)

FICTITIOUS BUSINESS NAME STATEMENT File No. 20021687. The following person(s) is/are doing business as: **PEERY INSTITUTE**, 9811 Club Place Lane, Carmel, CA 93923. **BRADFORD L. PEERY**, 9811 Club Place Lane, Carmel, CA 93923. This business is conducted by a non-profit. Registrant commenced to transact business under the fictitious business name listed above on August 12, 2002. (s) Bradford L. Peery. This statement was filed with the County Clerk of Monterey County on Aug. 12, 2002. Publication dates: Aug. 16, 23, 30, Sept. 6, 2002. (PC 814)

FICTITIOUS BUSINESS NAME STATEMENT File No. 20021675. The following person(s) is/are doing business as: **T-MOBIL**, 1350 Northridge Mall, Space N-11A, Salinas, CA 93906. **OMNI-POINT COMMUNICATIONS, INC.**, Delaware, 12902 SE 38th Street, Bellevue, WA 98006. **VOICESTREAM WIRELESS CORPORATION**, Delaware, 12902 SE 38th Street, Bellevue, WA 98006. This business is conducted by a corporation. (s) Alan R. Bender, Executive Vice President & Assistant Secretary. This statement was filed with the County Clerk of Monterey County on Aug. 9, 2002. Publication dates: Aug. 23, 30, Sept. 6, 13, 2002. (PC 815)

STATEMENT OF ABANDONMENT OF USE OF FICTITIOUS BUSINESS NAME File No. F20010005. The following persons have abandoned the use of the fictitious business name:

1. **CARMEL DISPOSAL SERVICE**,
2. **KING CITY DISPOSAL**,
3. **SEASIDE DISPOSAL SERVICE**,
4. **MARINA DISPOSAL SERVICE**,
5. **DEL MONTE DISPOSAL SERVICE**,
6. **PACIFIC GROVE DISPOSAL SERVICE**,

1120 Madison Lane, Salinas, CA 93907. The fictitious business name referred to above was filed in Monterey County on January 2, 2001. **CARMEL MARINA CORPORATION**, a California corporation, 1001 Fannin, Suite 4000, Houston, TX 77002. This business was conducted by a corporation. (s) Duane C. Woods, Vice President. This statement was filed with the County Clerk of Monterey County on Aug. 8, 2002. Publication dates: August 23, 30, Sept. 6, 13, 2002. (PC 816)

Don't forget to check out the Pine Cone's Website! www.carmelpinecone.com

NOTICE OF PETITION TO ADMINISTER ESTATE

of MONIQUE J. LUTZ
Case Number MP 16212
To all heirs, beneficiaries, creditors, contingent creditors, and persons who may otherwise be interested in the will or estate, or both, of MONIQUE J. LUTZ.

A PETITION FOR PROBATE has been filed by GLENN M. HARDIN in the Superior Court of California, County of MONTEREY.

THE PETITION FOR PROBATE requests that GLENN M. HARDIN be appointed as personal representative to administer the estate of the deceased.

THE PETITION requests the deceased's will and codicils, if any, be admitted to probate. The will and any codicils are available for examination in the file kept by the court.

THE PETITION requests authority to administer the estate under the Independent Administration of Estates Act. (This authority will allow the personal representative to take many actions without obtaining court approval. Before taking certain very important actions, however, the personal representative will be required to give notice to interested persons unless they have waived notice or consented to the proposed action.)

The independent administration authority will be granted unless an interested person files an objection to the petition and shows good cause why the court should not grant the authority.

A HEARING on the petition will be held on September 13, 2002 at 10:30 a.m., Dept.: Probate, in the Superior Court of California, County of Monterey, 1200 Aguajito Road, Monterey, CA 93940.

IF YOU OBJECT to the granting of the petition, you should appear at the hearing and state your objections or file written objections with the court before the hearing. Your appearance may be in person or by your attorney.

IF YOU ARE A CREDITOR or a contingent creditor of the deceased, you must file your claim with the court and mail a copy to the personal representative appointed by the court within four months from the date of first issuance of letters as provided in Probate Code section 9100. The time for filing claims will not expire before four months from the hearing date noticed above.

YOU MAY EXAMINE the file kept by the court. If you are a person interested in the estate, you may file with the court a Request for Special Notice (form DE-154) of the filing of an inventory and appraisal of estate assets or of any petition or account as provided in Probate Code section 1250. A Request for Special Notice form is available from the court clerk.

Petitioner: THOMAS HART HAWLEY, HAWLEY & LLEWELLYN, San Carlos bet. 7 & 8, P.O. Box 805,

Carmel, CA 93921. (831) 624-5339. (s) THOMAS HART HAWLEY, Attorney for Petitioner.

Publication dates: Aug. 30, Sept. 6, 13, 2002. (PC 820)

FICTITIOUS BUSINESS NAME STATEMENT

File No. 20021722. The following person(s) is/are doing business as: **BIG-FOOT CARPET CLEANING**, 620 Rochex Ave., Salinas, CA 93906/ P.O. Box 10311, Salinas, CA 93912. STEVE HORN, 620 Rochex Ave., Salinas, CA 93906. This business is conducted by an individual. Registrant commenced to transact business under the fictitious business name listed above on August 15, 2002. (s) Steve Horn. This statement was filed with the County Clerk of Monterey County on Aug. 16, 2002. Publication dates: Aug. 30, Sept. 6, 13, 20, 2002. (PC 821)

FICTITIOUS BUSINESS NAME STATEMENT File No. 20021826. The following person(s) is/are doing business as: **STUDIO 8 HAIR DESIGN**, SE 5th & Juniper, Carmel, CA 93921. CHRISTIANA ANN FEIGE, 3039 Bayer Dr., Marina, CA 93933. This business is conducted by an individual. Registrant commenced to transact business under the fictitious business name listed above on Sept. 3, 2002. (s) Christina Ann Feige. This statement was filed with the County Clerk of Monterey County on Aug. 30, 2002. Publication dates: Sept. 6, 13, 20, 27, 2002. (PC 901)

FICTITIOUS BUSINESS NAME STATEMENT

File No. 20027824. The following person(s) is/are doing business as: **CHEVRONTEXACO EXPLORATION & PRODUCTION COMPANY**, 575 Market Street, San Francisco, CA 94105. CHEVRON U.S.A., INC., Pennsylvania, 575 Market Street, San Francisco, CA 94105. This business is conducted by a corporation. Registrant commenced to transact business under the fictitious business name listed above on May 1, 2002. (s) F. G. Soler, Chevron U.S.A., Inc., F.G. Soler, Assistant Secretary. This statement was filed with the County Clerk of Monterey County on Aug. 30, 2002. Publication dates: Sept. 6, 13, 20, 27, 2002. (PC 902)

FICTITIOUS BUSINESS NAME STATEMENT

File No. 20021826. The following person(s) is/are doing business as: **STUDIO 8 HAIR DESIGN**, SE 5th & Juniper, Carmel, CA 93921. CHRISTIANA ANN FEIGE, 3039 Bayer Dr.,

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POLICE LOG

From page 4A

of the bed of the truck. He was admonished regarding littering laws.

Carmel Valley: Female reported that a worker for the Carmel Valley Community Center was rude to her about her dog being off leash.

Carmel Valley: Male subject reported finding a Cal-Am gate open near his property on Via Serano.

Carmel Valley: Subject with a business on El Caminito reported a person walking around his building before business hours.

Carmel area: Flanders Place male resident, age 80, committed suicide.

Carmel area: Camino Real resident reported finding possible stolen mail in her trash.

Pebble Beach: Male resident reported the theft of his hearing aids from his car while it was parked at the Beach and Tennis Club.

Carmel area: Deputies responded to Pine Way regarding a suspicious person posing as a Pac Bell employee.

Carmel area: Deputies responded to a Carmel Rancho Blvd. car wash regarding a civil dispute.

Big Sur: Deputies responded to the Big Sur Campground regarding a past-tense battery. Two juveniles were placed into the custody of Child Protective Services because of the incident.

TUESDAY, AUGUST 27

Carmel-by-the-Sea: Vehicle towed from the center island at Junipero and Fourth for

registration expired since 12/00. Stored by Carmel Chevron.

Carmel-by-the-Sea: Report of two barking dogs at Carpenter and Fourth. The dogs were outside in the side yard. There was no answer at the door. Business card left.

Carmel-by-the-Sea: Welfare check conducted at a Santa Rita residence after the mother of a subject's girlfriend reported the subject was talking to himself and talking to things that were not there. She stated she was concerned about his behavior but not frightened. He was upset and having problems at work. No drugs or medication were involved. It was determined he was not suicidal and wasn't going to hurt anyone. He agreed to find a motel room and sleep. He was transported to Monterey so he could find a motel room to stay in for the night.

WEDNESDAY, AUGUST 28

Carmel-by-the-Sea: Welfare check requested on a loud female in a neighboring room in a Monte Verde building at 2350 hours. She was contacted and advised of the complaint. She stated she was OK and that she thought the complaint was because she had the TV volume on too high and was talking on the phone while the room door was open. She said she would keep the door closed and call it a night.

Carmel-by-the-Sea: Report of three plants missing from along the fence of a residence at Santa Lucia and San Antonio.

Pebble Beach: Community Care employee requested assistance in locating a client's address off 17 Mile Drive.

Pebble Beach: Ocean Pines resident received two telephone calls from individuals

requesting donations for a sheriff's organization out of Sacramento.

Carmel area: Non-Carmel High School employee working at Carmel High School reported a past-tense vehicle vandalism.

Carmel area: Anonymous person turned in checks and medications he found in the area of The Crossroads Shopping Village.

Carmel area: Dolores Street restaurant reported an unwanted guest who had just taken a handful of cherries with his dirty hands from the cocktail bar. Contacted a male transient who was given a warning. He understood.

Carmel area: Male reported that the website to his Crossroads business was completely erased. He suspects a former employee but will check with workers and his website company first.

Carmel area: A male juvenile reported that his windshield suffered damage while driving on Carpenter near Highway 1.

THURSDAY, AUGUST 29

Carmel-by-the-Sea: Subject reported a female adult walked into the library crying and talking to herself. Reserve officer contacted the female subject, who was quiet and reading a book. She was not having any problems.

Carmel-by-the-Sea: Torres resident reported not seeing her neighbor during the past week. Found the bathroom window open and a secured screen door. A radio was heard, but no one answered the door. Entry gained via the bathroom window to check the interior, but no one was at home. Residence secured and note left.

Carmel-by-the-Sea: Report of a transient on Junipero Serra School grounds when children were present. He was gone on arrival. Contacted the principal, who reported she has repeatedly requested him to stay off the property.

See POLICE LOG page 10B

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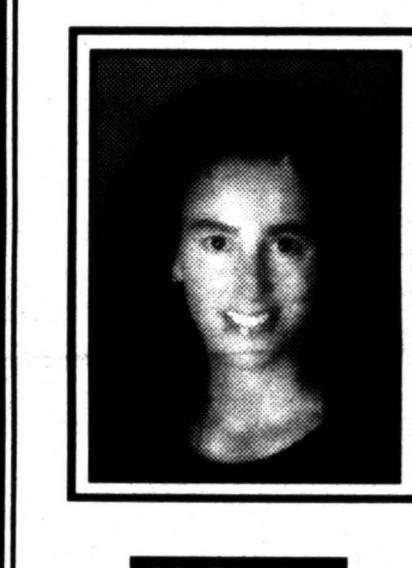
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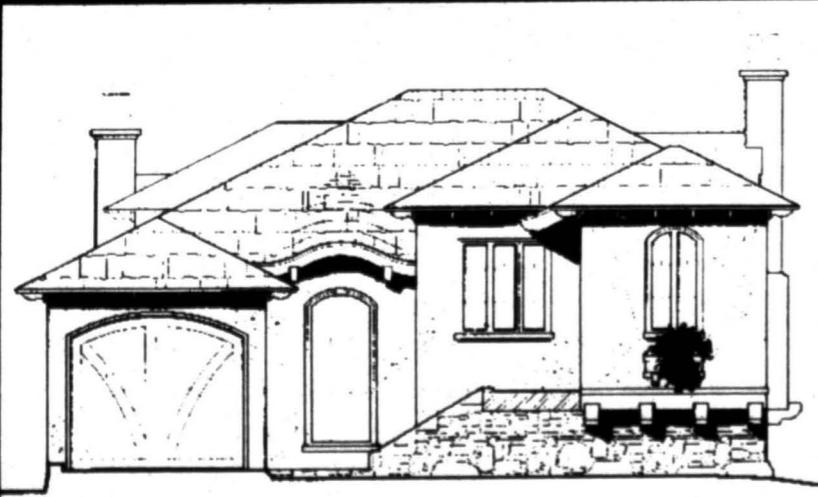
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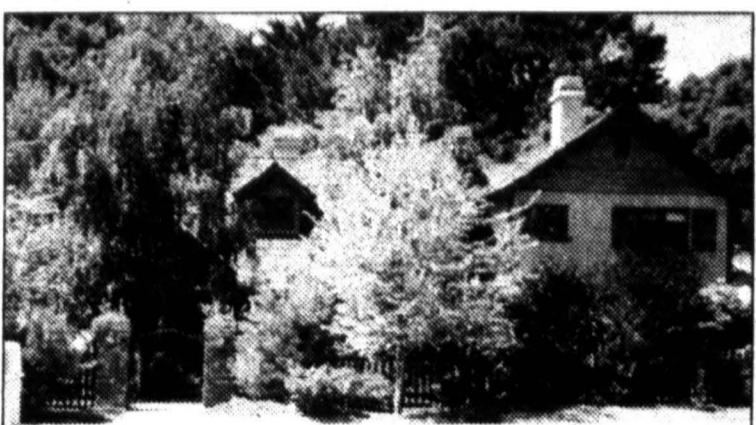
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CARMEL
CARMEL
HIGHLANDS
CARMEL VALLEY
MONTEREY
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PEBBLE BEACH**

POLICE LOG

From page 9B

ty but he has ignored her requests. Physical description matches subject from prior contacts. Ongoing problem.

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Carmel-by-the-Sea: Contacted a driver at Monte Verde and 14th after he committed a vehicle code violation at Rio and Lasuen. He was observed having difficulty driving his vehicle with other traffic around him. He was issued a DMV Priority Re-Examination order due to the manner with which he was operating his vehicle.

Carmel-by-the-Sea: A tired and weary Carmel High School Padre football player was found walking at Torres and Second on his way home from practice. Courtesy transport provided for the athlete.

Carmel-by-the-Sea: Report of confiscated real estate signs missing. Only one business' signs were gone. Contact made with a subject who agreed to pay the \$150 fee for the unlawful removal of signs. An arrangement was made for a meeting with the employees to explain the municipal code regarding signs.

Carmel-by-the-Sea: Report of a suspicious person found in the kitchen of a building at Mt. View and Junipero. She ran from the building after being confronted by the subject, who reported the incident 30 minutes after it occurred. Unable to locate the suspect. Female was not authorized to be in the kitchen and had been warned on several occasions prior to this incident. He is willing to press charges against her when she is located.

Carmel Valley: Responded to a 911 hangup at an Alder Court residence. Husband and wife were in a heated argument. Both pushed each other. No injuries.

Carmel area: Contractor at Carmel High School reported that one of his employees stole several power tools from the company and other employees working at the school.

Pebble Beach: Sometime between 08/11/02 and 08/28/02, unknown person(s) pulled out and walked away with 10 calla lily plants from the front yard of a Stevenson Drive residence.

Pebble Beach: Female requested a civil standby while she removed her belongings from a room she was renting in a Presidio Road residence.

Carmel area: Anonymous report of an occupied suspicious vehicle on Carmel Knolls Drive. The driver was waiting for his girlfriend who is a housekeeper in the area.

Pebble Beach: Subject was concerned about an employee who was threatened by a recently terminated employee.

Pebble Beach: UCLA police forwarded a report of domestic

violence that occurred at the Lodge in Pebble Beach.

FRIDAY, AUGUST 30

Carmel-by-the-Sea: Male Marina resident, age 28, arrived at Carmel Police Department for a court-ordered booking on charges of indecent exposure and committing a lewd act in a public place.

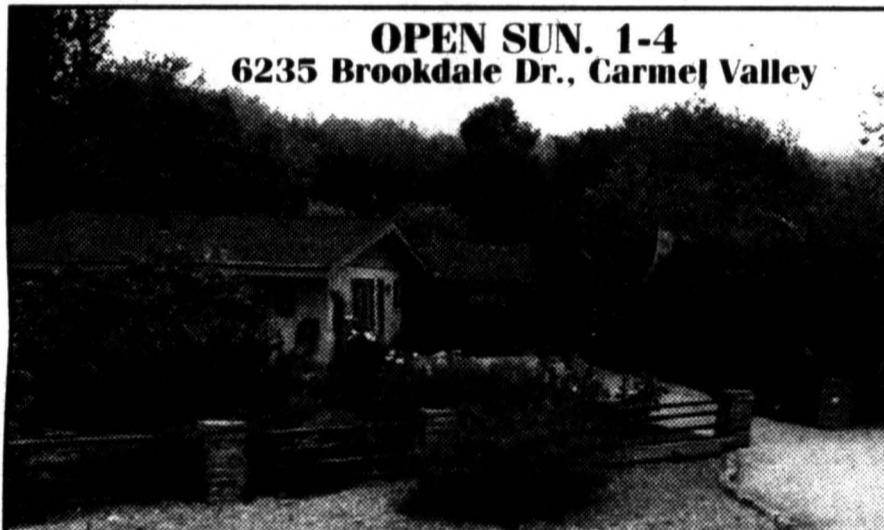
Carmel-by-the-Sea: Female Monterey resident, age 32, was stopped at Carpenter and Second and arrested for driving under the influence of alcohol with a blood alcohol level greater than 0.8 percent. Her black 1988 BMW 625csi was towed and impounded by Carmel Chevron.

Carmel-by-the-Sea: Male parked his vehicle at Fourth and Mission, and later returned to find that a tree limb from a nearby city tree had fallen in front of it. The limb measured approximately 6 inches in diameter at its base. It was still attached to the tree. Vehicle owner noted fresh scratches to his hood but reported no additional damage. It did not appear as though the main portion of the limb had made impact with the vehicle. Public works was dispatched to remove the limb and the driver moved his vehicle without further incident.

Carmel-by-the-Sea: Report of suspicious circumstances at an Ocean Avenue business. Subject arrived to work and immediately noticed the lower left pane of glass on the top half of the front Dutch door was broken. She made entry and checked the interior. None of the merchandise appeared to be disturbed, nor was any money missing from the register.

Carmel-by-the-Sea: Report of a female and male arguing at Ocean and San Carlos. They stated they were just talking too loudly and that they were just looking for a place to eat. They decided to go to a Dolores pub.

Carmel-by-the-Sea: Report of an altercation between motorists on Junipero. One changed lanes and the other honked his horn. The driver stopped and asked the other motorist if there was a problem. The other said, "I don't need to talk to you," and drove away, brushing the first driver's leg and running over his foot. He admitted he shouldn't have gotten out of the car and said the majority of the incident was his own fault. He only wanted contact made with the other motorist. That motorist was



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contacted and said the driver cut him off. He was unaware he had even touched the driver. No further action.

Carmel-by-the-Sea: Report that sometime between June and today's date, unknown person(s) have stolen two potted plants and other miscellaneous plants from the front door and patio area of the building located at the southeast corner of the Sunset Center property.

Carmel-by-the-Sea: Complaint of a loud radio at Casanova and 10th. No radio found playing at that location.

Carmel Valley: Report of a female subject

possibly on drugs in front of Princes Camp. Contacted female and she was evaluated and found not to be on drugs.

Carmel area: Carmel High School assistant principal reported a past-tense fight at the baseball field.

Carmel Valley: Female reported losing a cell phone in the area of Tularcitos School after leaving it on the roof of her vehicle and driving off.

SATURDAY, AUGUST 31

Carmel-by-the-Sea: Female Redwood

Shores resident, age 49, arrested at a Carmel Plaza store for shoplifting merchandise valued at less than \$400. She was cited and released.

Carmel-by-the-Sea: Report of grand theft from a San Carlos restaurant. Taken were \$800 in miscellaneous items which were stolen during business hours.

Carmel-by-the-Sea: Report of the petty theft from an Ocean Avenue business of \$200 worth of currency, and miscellaneous items during business hours. Contacted two female students.

Carmel-by-the-Sea: Report of a meal skip

at a Junipero restaurant. A couple reportedly left without paying a \$94.22 balance. Patrons reported the couple had been drinking and were showing obvious signs of intoxication. It was also reported they had been involved in a heated dispute. The male left first; the female half followed shortly thereafter. They left in a blue SUV. A BOL was placed on the vehicle. Unable to locate. Reservations had been made in a name that produced no matches in the master names index and no one recognized the couple. They were not regulars. Nothing further.

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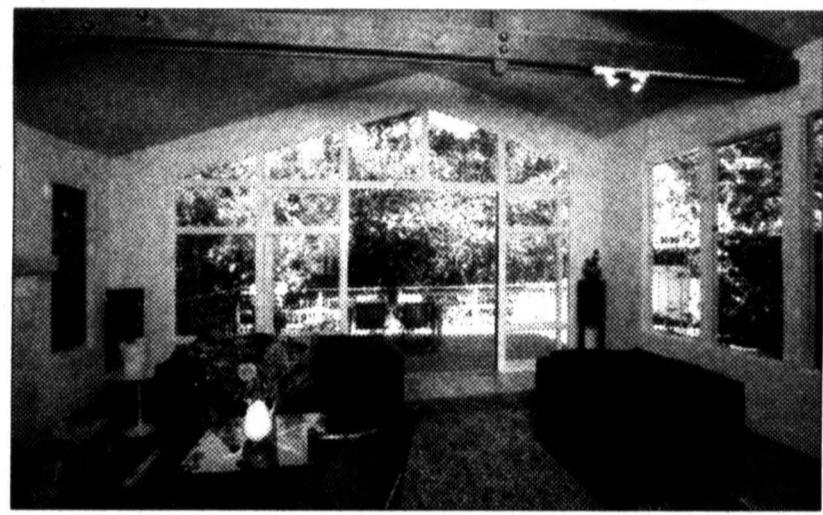
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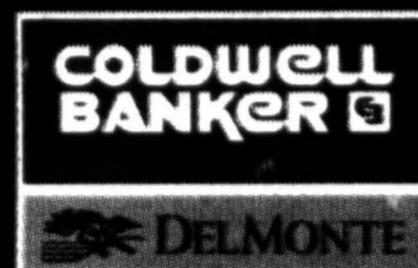
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CARMEL HIGHLANDS



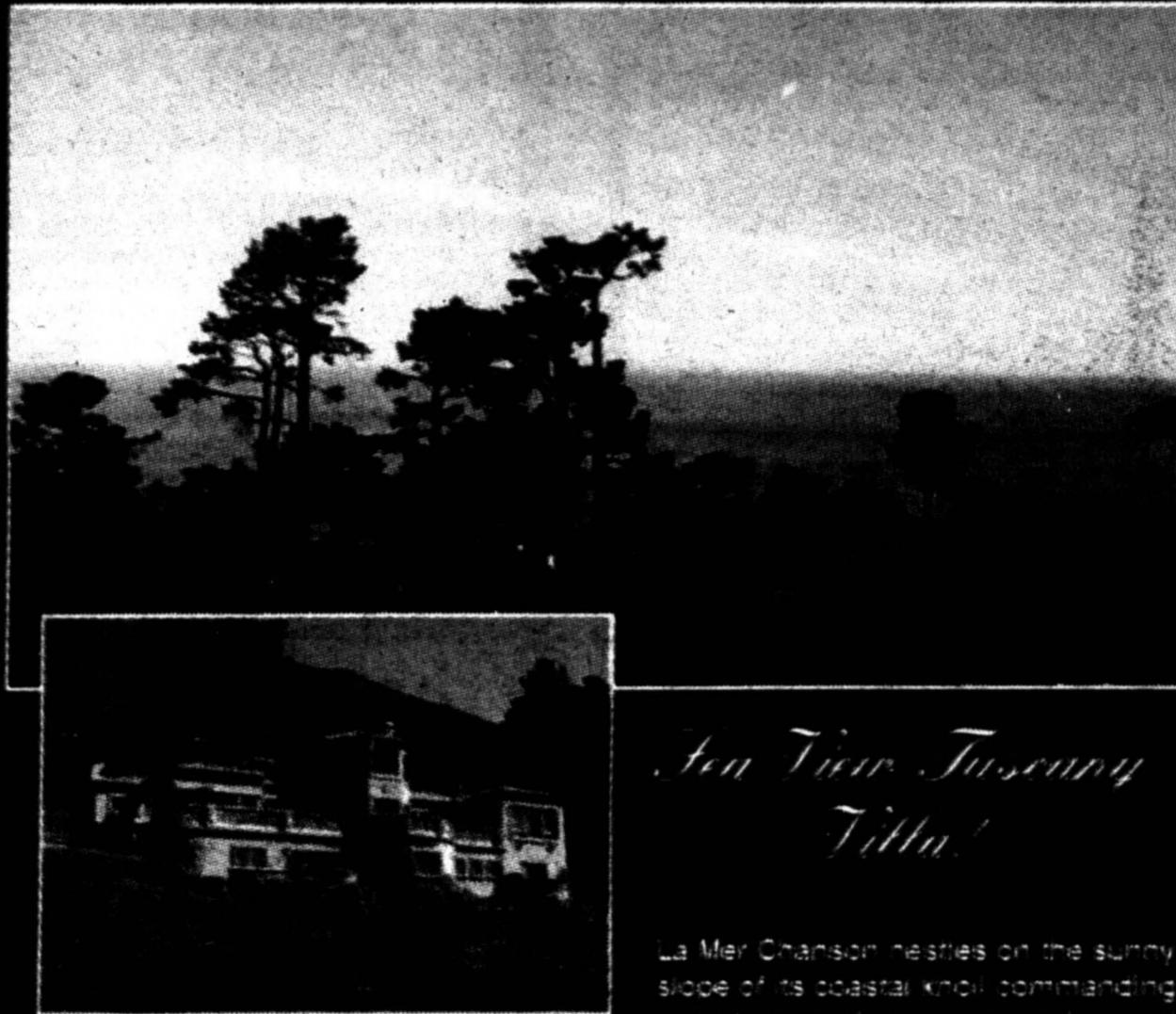
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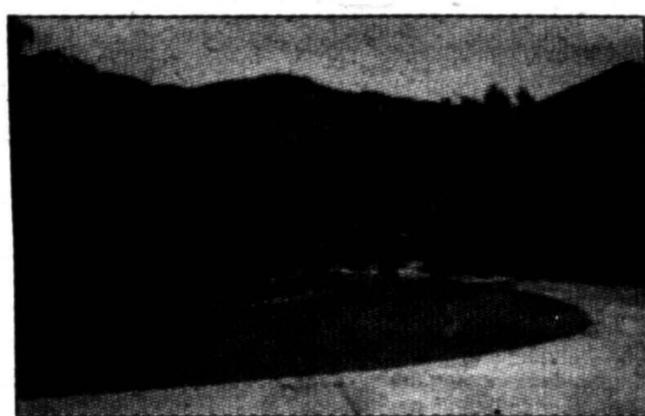
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La Mer Chanson nestles on the sunny slope of its coastal knoll commanding a vast view of ocean, coastline and sky! This beautifully created Villa on six scenic acres in the heart of the Highlands boasts 3 bedrooms, 3-1/2 baths, family room, formal study, a mezzanine-level library and top-of-the-line kitchen. All in a landscaped sea view setting. \$4,395,000.

CARMEL VALLEY

HACIENDA CARMEL! Wonderful features - large 2-bedroom, 2-bath end unit with wood-burning fireplace, greenhouse window, and spacious patio/garden area. Near the walking trail. Community center & swimming pool at complex. \$419,500.



A PLACE TO GROW! On nearly a level acre, this two-story "craftsman" style home has vertical grain clear-heart redwood exterior & Honduran mahogany floors. Two bedrooms, a workshop/studio, guesthouse and total of 4-1/2-baths. \$1,250,000.

GOLF RESORT HOME! Live the resort lifestyle at Carmel Valley Ranch in this 4-bedroom, 3-1/2-bath golf course frontage residence. This home features a large master suite, a spacious living room and separate guest suite. \$1,195,000.

MONTEREY



BAY VIEW MASTERPIECE! Enjoy expansive bay views from most rooms of this exceptional contemporary 2-bedroom, 2-1/2-bath home with awe-inspiring attention to detail. Stay warm in the three-zone radiant heating or take in the city lights from your private spa. \$895,000.

OCEAN & MOUNTAIN VIEWS! No detail was overlooked in this private 4-bedroom, 3-bath builder's home. With about 3700 sq. ft., views, gourmet kitchen, and a light, open floor plan, this home one of Monterey's finest! \$1,498,000.

PACIFIC GROVE

EASY LIVING! This bright, well-maintained and recently refurbished home near Asilomar Beach has 3 bedrooms and 2 baths. The

spacious living and dining area is graced with a large brick fireplace. You'll enjoy sitting on the porch overlooking your neighborhood enjoying the quiet. \$649,000.



COTTAGE CHIC! A 2-bedroom, 1-bath 1909 cottage renovated with panache, combining original features - bead board walls and ceilings - with new plumbing, electrical, dual-pane doors & windows, French doors, oak Pergo floors and more. \$469,000.

GEORGIAN ARCHITECTURE! A fine example of turn-of-the-century Georgian architecture is this 5-bedroom, 2-bath historic residence with a distinctive circular entry. Tall windows let in lots of light; large front rooms invite hospitality & gracious living. \$775,000.

PEBBLE BEACH



"SIMPLE ELEGANCE"! Impeccably well-maintained by the original owner for 39 years. Open and spacious rooms, floor-to-ceiling windows overlook mature gardens! Large sought-after 4-bedroom, 2-1/2-bath family home with room to grow. \$997,000.

ROMANTIC HIDE-A-WAY! Exquisite 3-bedroom, 2-bath contemporary in serene pine forest setting. Thoughtful David Allen Smith design transforms this 3-bedroom, 2-bath home into a unique sanctuary. Surrounded on three sides by greenbelt. \$1,160,000.



STATELY CAPE COD CLASSIC! Beautiful 3-bedroom, 2-1/2-bath charmer with classic white exterior and black-window shutters. The level nearly 1/2-acre is on a quiet cul-de-sac. Enjoy the park-like setting from spacious, covered rear porch. \$1,490,000.

LOCATION, LOCATION! An easy stroll to the ocean, near MPCC Fairways, is this quality 3-bedroom, 2-1/2-bath remodeled home. Thoughtful design includes a spacious master suite with marble bath, den/office, and sunny lanai overlooking the fabulous garden. \$1,175,000.

ON THE DUNES FAIRWAY! On the second fairway of MPCC's Dunes Course, a grand and graceful Mediterranean-styled home, impeccably built and maintained. Bright, light and airy, this 3-bedroom, 3-1/2-bath residence is perfect for luxurious living. \$2,595,000.

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